

New Jersey Department of Education

2009

Charter School Application

Lucille E. Davy
Commissioner



Application Due Date: March 31, 2009

March 31, 2009

Dear Prospective Charter School Applicants:

The charter school movement in New Jersey is in its second decade of providing quality public school choice for New Jersey's families. Charter schools are growing strong-serving over 17,000 students in more than 15 counties throughout the state.

In 1996, the *Charter School Program Act of 1995* was signed into law enabling the creation of a new type of public school which provides parents and students with a variety of educational options. During the first decade, the New Jersey Department of Education received 337 charter school applications. The response from pioneers like you continues to demonstrate the commitment New Jersey has to public school choice.

New Jersey's charter schools are public schools which are held to the same high standards as all public schools in the state. In addition, charter schools are accountable to students, parents and community leaders for producing results. As the authorizer of charter schools, the state seeks to encourage innovation in education and to expand opportunities for children to achieve academic success.

I, therefore, invite you to submit your 2009 charter school application and begin this journey together to make a difference in the lives of children throughout our state.

Sincerely,

Lucille E. Davy
Commissioner

STATE BOARD OF EDUCATION

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Lucille E. Davy, Commissioner
Secretary, State Board of Education

<p style="text-align: center;">2009 CHARTER SCHOOL APPLICATION DUE MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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TABLE OF CONTENTS

TOPIC	PAGE
<i>Section One:</i>	
Application Instructions.....	1
Application Deadline.....	5
Application Review and Approval Process.....	6
Final Granting of Charter.....	7
Time Line.....	8
 <i>Section Two:</i>	
2009 Application Summary and Grade Level Summary.....	9
<i>Section Three:</i>	
<i>Part 1: Implementation Plan</i>	
1. Mission Statement.....	13
2. Goals and Objectives.....	14
3. Educational Program.....	15
4. Special Populations.....	17
5. Student Assessment.....	18
6. Student Discipline Policy.....	19
7. Parental and Community Involvement.....	20
8. Facility.....	21
9. Founders.....	22
10. Founders Statement of Assurances.....	23
11. Governance Structure.....	24
12. Admissions Policy and Criteria.....	26

<p style="text-align: center;">2009 CHARTER SCHOOL APPLICATION DUE MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
--

13. Staff/Personnel.....	27
14. Self-Evaluation and Accountably Plan.	29
15. Timetable.....	30
16. Conversion Documentation/Waiver or Equivalency of Regulation.....	31

Part 2: Financial Plan

1. Financial Overview.....	32
2. Budget Summary.....	33
3. Detailed Budget Narrative	33
Budget Summary Template	46
4. Cash Flow Schedule.....	49

Section Four:
Appendices

A. Charter School Program Act of 1995.....	50
B. New Jersey Administrative Code, Charter Schools.....	59
C. New Jersey Administrative Code, Student Transportation.....	71
D. Founders Statement of Interest Template.....	74
E. Frequently Asked Questions about Charter Schools.....	75
F. Charter School Start-up Grant Information.....	91
G. State/National Contacts.....	92
H. Charter School Directory.....	93
I. Receipts.....	109
J. Financial Data Request.....	110
K. Technical Assistance Registration.....	111

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Application Instructions

The application of the proposed charter school becomes a public document upon completion and submission to the New Jersey State Department of Education (NJDOE). Contained in this booklet is the **2009 New Jersey Charter School Application**, along with a copy of *The Charter School Program Act of 1995* and the *New Jersey Administrative Code, Charter Schools* and other useful resources. Additional applicable statutes and regulations are referenced but are not included due to their magnitude.

Resources to assist the proposed charter school in the completion of the application include, but are not limited to:

- A technical assistance session provided by the New Jersey Department of Education;
- Networking with approved New Jersey charter schools, institutions of higher education, professional and community organizations, and business and industry; and
- Review of *N.J.S.A. 18A* and *N.J.A.C. 6* and *6A* in their entirety.

Response to Questions

- Use the complete, proper name of the proposed charter school;
- Respond to every statement with a discrete response;
- Provide complete, concise responses to the statements immediately following the question; and
- Respond to each statement in the text of the application and not in the appendices; and

Note: Failure to comply with formatting instructions may impact score.

Format for the Application

- Type the application on 8 ½ x 11 white paper;
- Use a twelve-point or larger font;
- Single-space the body of the application;
- Use only **one side** of each sheet of paper. **Do not** copy front to back;
- Separate each section by inserting tabbed dividers in the application document;
- In the header, include the complete, proper name of the charter school and section number and name of the section. (For example: Favorite Charter School, Section 1, Mission Statement);
- In the footer, include page numbers that reference the application section and page number. (For example: Page 1-1 represents Part 1, page 1); and
- Edit document for spelling, grammar, formatting and completeness prior to submission.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Application Copies to the NJDOE

- **Submit and designate an original copy and three additional copies (Total of four copies to be submitted to the NJDOE);**
- Submit the original application and **three** copies to the Department of Education in loose-leaf binders—DO NOT STAPLE;
- Insert a copy of the title page in the clear slip sheet of the cover or attach a label to the cover with the required title page information;
- Submit a complete copy of each application; and
- **Do not permanently bind the application.**

Required Additional Copies, Pursuant to *N.J.A.C. 6A:11-2.1(b)*

- If planning to operate a district of residence, submit **one** copy to the district board(s) of education and/or superintendent of the state-operated school district(s) of the district of residence of the proposed charter school by March 31, 2009 by 4:15 p.m.;
- If planning to operate with a region of residence, submit **one** copy of the application to each of the district boards of education and/or state district superintendent(s) that comprise the region by March 31, 2009 by 4:15 p.m.;
- If planning to serve a district that has a sending/receiving relationship with another school district, the charter school application must be submitted to each receiving school district by March 31, 2009 by 4:15 p.m.;
- Submit **one** copy to the respective county superintendent of schools. If operating within a region of residence that covers more than one county, submit **one** copy of the application to each county superintendent of schools by March 31, 2009 by 4:15 p.m.;
- Applications not submitted **to all** districts/regions of residence are subject to immediate disqualification and **will not** be reviewed by the NJDOE; and
- Fax application receipt(s) to the NJDOE no later than April 7, 2009.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Submit the documents that comprise the 2009 New Jersey Charter School Application in the following order and format:

1. Title Page

- Use the complete, proper name of the proposed charter school;
- The words “Charter School” must be used in the title of the proposed school; and
- Title Page must include the words “2009 Charter School Application.”

2. 2009 Application Summary and Grade Level Summary

- Consistently use the complete, proper name of the proposed charter school,
- Applicants must identify enrollment by individual grade levels;
- Complete the entire form on each page;
- If not taking a planning year, use the forms on pages 9 and 10; and
- If planning to take the 2010-2011 school year as a planning year, use the forms on page 11 and 12 indicating opening in 2011-2012.

3. Executive Summary

- Provide an overview of no more than two pages which highlights the primary characteristics of the proposed charter school, including the complete, proper name of the school; the district of residence or region of residence; the school’s mission; grade levels to be served during the four years of the charter; and other pertinent information contained in the application. Be sure the innovative features and the value added to the community are included.

4. Table of Contents

- Part 1: Implementation Plan with all 16 sections;
- Part 2: Financial Plan with the four sections;
- Appendix if applicable; and
- List each section with the appropriate page number.

5. Part 1: Implementation Plan with Sections 1 to 16

- Follow the sequence and directions presented in this application booklet;
- Number and label each section in the header. (i.e., Section 1. Mission Statement);
- Applicants must type each question before writing the response or download the template at www.nj.gov/education/chartsch/app/.
- Begin each section on a new page; and
- Number all pages in the footer in Part 1 sequentially beginning with Page 1-1, (i.e. Part 1, page 1).

6. Part 2: Financial Plan with Sections 1 to 4

- Follow the sequence and directions presented in this application booklet;
- Number and label each section as in the Implementation Plan;

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

- Applicants must type each question before writing the response or download the template at www.nj.gov/education/chartsch/app/;
- Begin each subsection on a new page as in the Implementation Plan;
- Number all pages in Part 2 sequentially beginning with Page 2-1 (Part 2, page 1).
- Use the format specified for the Budget Summary by the New Jersey Department of Education. A financial statement template is available on the Charter School Web site, <http://www.nj.gov/njded/chartsch>; and
- Provide the Budget Summary with a line-item narrative and a month-by-month cash flow for a period from July 2010 through June 2011. If taking a planning year, provide a cash flow statement from October 2010 through June 2011.

7. **Appendices**

- Appendices are not required;
- Responses to questions in the Implementation Plan and/or Financial Plan must be part of the body of the application not in the appendices; and
- Label the first page of each appendix with a letter (i.e. Appendix A).

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Deadline

1. The charter school application and three copies must be submitted, by the applicant, to the New Jersey Department of Education (NJDOE) **no later than 4:15 on Tuesday, March 31, 2009**. The NJDOE will provide the applicant with a signed and dated receipt.

A copy must be submitted, by the applicant, to the respective county superintendent of schools and the district board(s) of education and/or the state district superintendents of the charter school's proposed district of residence or region of residence no later than 4:15 on Tuesday, March 31, 2009.

An application received after 4:15 P.M. on Tuesday, March 31, 2009 will be disqualified. Disqualified applications will not be reviewed or evaluated by the Department of Education.

Applications due to the department should be mailed to the address below or hand-delivered to the department's application control center:

Office of Charter Schools
New Jersey Department of Education
100 River View Plaza, Route 29
P.O. Box 500
Trenton, New Jersey 08625-0500

2. The applicant must have the district and county representatives sign a receipt indicating the date and time that the application is received. Copies of each receipt are to be submitted to the Office of Charter Schools by Tuesday, April 7, 2009. Receipts should be faxed to 609-633-9825.

Note: *Pursuant to N.J.A.C. 6A:11-2.1(b)3, failure to submit the application to all required parties by 4:15 p.m. will result in the disqualification of the application.*

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Application Review and Approval Process

The charter school application review process is a rigorous process that incorporates the following:

1. Applications received by the due date and time will be screened to determine whether they are, in fact, complete and eligible for review.
2. Application will be reviewed by independent reader panels, districts and county offices of education.
3. The New Jersey Department of Education may request subsequent information as addenda to the applications. The addenda must also be submitted to the respective county superintendents of schools and school districts in the district or region of residence.
4. The districts identified in the application will have the opportunity to review applications and addenda, if applicable, and submit comments to the Commissioner. The comments of these district boards of education and/or state district superintendents must be forwarded by the district(s) to the Commissioner within 60 days of receipt of the applications and within 30 days of receipt of the addenda.
5. The Commissioner or designee(s) may conduct an in-depth interview with each eligible charter school founder.
6. The Commissioner of Education will announce the approved and denied charter school applications no later than September 30, 2009.
7. Approved applicants will be responsible for submitting **all required** documentation no later than June 30 and evidence of readiness for opening through a preparedness visit conducted by New Jersey Department of Education staff as per *N.J.A.C. 6A:11-2.1*.
8. Applicants that satisfy all requirements by June 30 will be granted a final charter on or before July 15.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Final Granting of Charter

In accordance with *N.J.A.C. 6A:11-2.1(i)*, the approved applicants must submit, by June 30, the documentation not available at the time of the application submission including, but not limited to, copies of:

1. A list of names of the current members of the board of trustees;
2. The bylaws of the board of trustees;
3. The Certificate of Incorporation;
4. The Federal Employer Identification Number;
5. The Credit Authorization Agreement for Automatic Deposits;
6. The lease, mortgage or title to its facility;
7. The certificate of occupancy for “E” (education) use issued by the local municipal enforcing official;
8. The sanitary inspections report (if applicable) with “satisfactory” rating;
9. The fire inspection certificate with “Ae” (education) code life hazard use at *N.J.A.C. 5:70-4*;
10. A list of the lead person, teachers and professional support staff with a copy of certificate(s) for each person;
11. The Authorization for Emergent Hiring Pending Completion of Criminal History Check form or Criminal History Approval letter for each employee of the charter school;
12. Evidence of a uniform system of double-entry bookkeeping in conformance with Generally Accepted Accounting Principles (GAAP);
13. The resolution of the board of trustees naming the Affirmative Action Officer, the Section 504 Coordinator and the Title IX Coordinator;
14. Evidence of enrollment of at least 90% of approved maximum enrollment, as verified by student registrations by parents/guardian(s); and
15. Documentation that ensures compliance with all federal and state regulations and statutes.

Additionally, the Office of Charter Schools and the Office of School Funding will conduct a preparedness visit before the charter school may be granted a final charter. A preparedness visit is the on-site visit by department personnel that gauges readiness for school opening.

The preparedness visit must include:

1. Facility review and approval by the county office of education and local building officials;
2. A verification of full student enrollment and review of appropriate documentation;
2. A review of program and fiscal documentation; and
3. Interviews with board of trustee members and staff members.

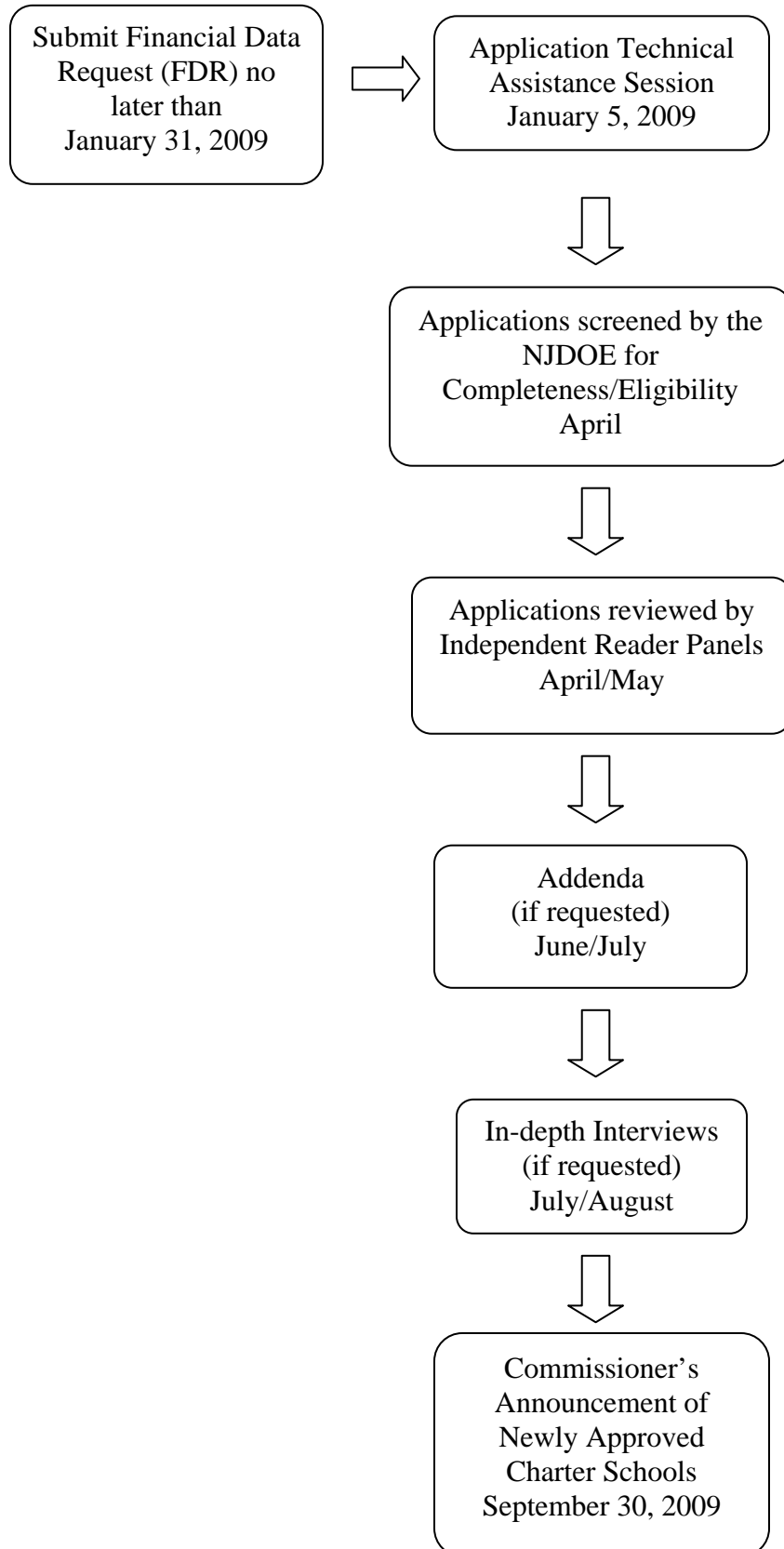
The Commissioner will grant a final charter on or before July 15 if all required documentation is submitted and approved by the New Jersey Department of Education by June 30.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

2009 Charter School Application Time Line



2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

2009 Charter School Application Summary
(Opening September 2010)

Complete Proper Name of Charter School

(Include the words Charter School in the title. Do not include the name or identification of a private entity)

Location of Charter School

County: _____

District of Residence or Districts in the Region of Residence: _____

Charter School Application Lead Founder

Full Name _____

Address _____

City _____ **State** _____ **Zip** _____

Daytime (1) _____ **Fax** _____

Cell (2) _____ **Email Address** _____

Charter School Information

Operational Year	Grade Levels Served	Projected Enrollment (Total)	Teachers and Instructional Aides	Classroom Teacher-to- Student Ratio
Year 1 2010-2011			# Teachers # Instructional Aides	
Year 2 2011-2012			# Teachers # Instructional Aides	
Year 3 2012-2013			# Teachers # Instructional Aides	
Year 4 2013-2014			# Teachers # Instructional Aides	

Charter School Lead Founder Signature

Date

Note: Applicants must submit this information using this form. All information is REQUIRED.
Applicants are responsible for updating all contact information with the Office of Charter Schools.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

Grade Level Summary
(Opening September 2010)

Charter School _____

County(s) _____

District(s) _____

Grade Level	2010-2011	2011-2012	2012-2013	2013-2014
Pre-K				
K				
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
Total				

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.

2009 Charter School Application Summary

(Opening September 2011)

Complete Proper Name of Charter School

(Include the words Charter School in the title. Do not include the name or identification of a private entity)

Location of Charter School

County: _____

District of Residence or Districts in the Region of Residence: _____

Charter School Application Lead Founder

Full Name _____

Address _____

City _____ **State** _____ **Zip** _____

Telephone (1) _____ **Fax** _____

Telephone (2) _____ **Email Address** _____

Charter School Information

Operational Year	Grade Levels Served	Projected Enrollment (Total)	Teachers and Instructional Aides	Classroom Teacher-to-Student Ratio
Year 1 2011-2012			# Teachers # Instructional Aides	
Year 2 2012-2013			# Teachers # Instructional Aides	
Year 3 2013-2014			# Teachers # Instructional Aides	
Year 4 2014-2015			# Teachers # Instructional Aides	

Charter School Lead Founder Signature

Date

Note: Applicants must submit this information using this form. All information is REQUIRED.
Applicants are responsible for updating all contact information with the Office of Charter Schools.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

Grade Level Summary
(Opening September 2011)

Charter School _____

County(s) _____

District(s) _____

Grade Level	2011-2012	2012-2013	2013-2014	2014-2015
Pre-K				
K				
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
Total				

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Part 1: Implementation Plan

1. Mission Statement

- a. Describe the mission of the charter school and how the mission presents a clearly articulated vision for a public school that will promote student achievement.
- b. Identify and describe any specific area(s) of concentration or theme(s) upon which the charter school may be focused (for example: math and science, technology, the arts, etc. Include the statement, “The specific theme of the charter school is _____.” If the school does not have a specific theme state, “Does not apply”).
- c. Describe the unique and innovative approach to deliver curriculum.
- d. Describe why the district of residence or region of residence was selected. Provide supporting evidence of the need for the charter school in the identified district or region, including how the founders assessed parental and community demand. Include information on any non operating, regional or sending/receiving relationships. Address how this charter school will be a viable choice option for the identified district or region of residence.

Note: The mission cannot be amended and must be relevant and sustainable for the existence of the charter school.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-5(n)

Appendix B:

N.J.A.C. 6A:11-1.2 and 11-2.1(b)

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

2. Goals and Objectives

- a. Describe the broad academic goals of the charter school. These goals should promote high academic achievement for the entire school. They should not be goals of each subject or grade level but reflect the unique and innovative aspects of the school. Under each goal, include measurable objectives which provide anticipated outcomes and evidence that the goals are being achieved.
- b. Describe the broad nonacademic goals of the charter school. These goals should support high academic achievement and should be student-centered and focused on student outcomes. Under each goal, include measurable objectives which provide anticipated outcomes and evidence that the goals are being achieved. These goals should include, but are not limited to: governance, staffing, administration, professional development, etc.

Note: Goals and objectives cannot be amended and must be relevant and sustainable for the duration of the charter.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-5(n)

Appendix B:

N.J.A.C. 6A:11-2.1(b)

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

3. Educational Program

- a. Provide a narrative which details the educational philosophy as well as, the unique and innovative features of the charter school. This narrative must incorporate the school's mission statement and describe how the school will address all of the New Jersey Core Curriculum Content Standards (NJCCCS).
- b. Describe how the school will provide meaningful and sustained professional development opportunities for staff in the areas of curriculum, assessment, instruction and classroom management. Provide details regarding how these professional development opportunities will promote higher levels of student achievement.
- c. Describe and detail how the school's curriculum will integrate the following elements throughout the education program:
 - Promote the elimination of discrimination;
 - Promote mutual acceptance and respect among students and enable students to interact effectively with others regardless of race, national origin, sexual orientation, gender, religion, English proficiency, socio-economic status or disability;
 - Provide instruction in multicultural education content and practices;
 - Provide instruction in African-American History as part of U.S. History; and
 - Provide instruction on the Holocaust and genocide.
- d. Describe the process for curriculum development, supervision, continual assessment and revision of the educational program. Provide the process the school will use to develop a curriculum (addressing all nine NJCCCS) that will be ready prior to the school's opening. Additional information can be found at <http://www.nj.gov/education/aps/>.
- e. Provide the school calendar for the 2010-2011 school year (2011-2012 if taking a planning year). Include the first and last day of school, vacations, professional development/in-service days, holidays, etc. List the number of school days per month and the total number of school days per year for students and for teachers.
- f. Provide a school-day schedule which lists each class period and provides the official hours of operation for the school day. If applicable, list the times for before- and after-school programs.
- g. If serving high school students and planning to offer a Career and Technical Education Program, refer to the National Center for Education Statistics Web site (<http://nces.ed.gov/pubs2002/cip2000/>) for Career and Technical Instruction (CTE) areas with Classification of Instructional Program (CIP) code numbers and provide the following:

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

- List what program area(s) the charter school will offer; identify the appropriate CIP code(s) for those CTE program areas; and list the three or more sequential courses that come under each program area; and
- Describe the process that once the application is approved, the applicant will submit an application for Career and Technical Education Program Approval in accordance with *N.J.A.C. 6A:19-3.1* and 3.2.

For Your Review:

Appendix A:

Other Citations to Review:

N.J.S.A. 18A:36A-5 (d, f, and g)

N.J.S.A. 18A:36-20

N.J.S.A. 18A:35

N.J.A.C. 6A:23

N.J.S.A. 18A:35-28

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

4. Special Populations

- a. Describe in detail how the charter school will meet the needs of all students including those who may be:
 - at risk;
 - eligible for special education and related services;
 - English language learners; or
 - eligible for services under Section 504 of *The Rehabilitation Act of 1973*.
- b. Describe the process to ensure that all students with disabilities have available to them a free, appropriate public education as required by *N.J.A.C. 6A:14-1. et. seq.*
- c. Describe the process that the school will ensure equal and bias-free access for all students to all school facilities, courses, programs, activities and services, regardless of race, national origin, sexual orientation, gender, religion, English proficiency, socio-economic status or disability.
- d. Outline the school's policies and procedures to provide students with home instruction due to temporary illness or injury.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-11(b and c)

Appendix B:

N.J.A.C. 6A:11-2.1(b), 11-4.7-4.13

Other Citations to Review:

N.J.S.A. 18A:36

N.J.S.A. 10:5

N.J.S.A. 18A:46

N.J.A.C. 6A:7

N.J.A.C. 6A:14

N.J.A.C. 6A:15

N.J.A.C. 6A:16

Civil Rights Act of 1964

Title IX of the Education Amendments of 1972

Section 504 of the Rehabilitation Act of 1973

The Americans with Disabilities Act of 1990

IDEA 2004

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

5. Student Assessment

- a. Provide assurances that the charter school will participate in all required statewide assessments.
- b. Describe the school's assessment policy and the plan to use non-mandated tests. Describe how the school will establish and collect baseline assessment data for all entering students. Provide detail regarding how the school will use student assessment data to improve curriculum and instruction.
- c. Outline the school's plan to address the needs of students who do not attain proficiency on statewide assessments. Include the steps that will be taken to address the lack of student progress.
- d. Describe the process that the school will use to ensure that it adheres to the *No Child Left Behind Act* (NCLB) requirement to measure the academic progress of individual students, cohorts and subgroups of students and the school as a whole.
- e. Describe the promotion/retention policies of the school and the process to inform parents/guardians of their child's performance and progress. Include timelines for parental notification of student retentions.

For Your Review:

Appendix A:	<i>N.J.S.A. 18A:36A-5(d)</i>
Appendix B:	<i>N.J.A.C. 6A:11-2.2(a)</i>
Other Citations to Review:	<i>N.J.A.C. 6A:14-4.11</i>

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

6. Student Discipline Policy

- a. Describe in detail how the student discipline policy will support the school's mission in accordance with *N.J.S.A. 18A:37* and *N.J.A.C. 6A:16*.
- b. Describe in detail the charter school's criteria for short-term and long-term suspensions in accordance with *N.J.S.A. 18A:37* and *N.J.A.C. 6A:16*. Include information on the provision of alternative education programs pursuant to *N.J.A.C. 6A:16-9.1*.
- c. Describe in detail the charter school's criteria for expulsions in accordance with *N.J.S.A. 18A:37* and *N.J.A.C. 6A:16*.
- d. Describe in detail the charter school's criteria to suspend or expel students with disabilities pursuant to *N.J.A.C. 6A:14*.
- e. Describe how the charter school will address student discipline issues. How will the school ensure that the school's discipline code reflects the mission, goals and objectives of the school? Include provisions for disciplinary actions that are grade- appropriate for the levels the school will serve.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-9

Appendix B:

N.J.A.C. 6A:11-2.1(b)

Other Citations to Review:

N.J.S.A. 18A:37

N.J.A.C. 6A:16

N.J.A.C. 6A:14

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

7. Parental and Community Involvement

- a. Provide detail regarding the role of parents in the application process. Include how parents will be involved in the planning process and in the operation of the charter school.
- b. Describe any existing or planned partnerships with educational institutions and/or community organizations, if any. Provide detail regarding how these entities were involved in the application process and describe how they will be involved in the planning process and in the operation of the charter school.
- c. Provide detail regarding the role of paid consultants, if any, in the application process, and how they will be involved in the planning and operation of the charter school.

For Your Review:

Appendix A:

N.J.S.A. 18A: 36A-5(i through k)

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

8. Facility

- a. Provide the complete address and a full description of the facility where the charter school will be located. Include the square footage, the number of classrooms, multi-purpose room(s), offices, gymnasium, cafeteria, restrooms, etc.
- b. Provide the financing plans and a specific timetable for the acquisition and renovations of the facility. Identify who will be responsible for any anticipated renovations to the facility. Include detail regarding how the renovation costs were determined and ensure that all costs tie to the budget.
- c. Provide detail regarding the current use of the identified facility and the facility's use group. Include a copy of the current Certificate of Occupancy, if available.

Note: The application must clearly identify one, and only one, viable facility.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-5(j) and 36A-10

Appendix B:

N.J.A.C. 6A:11-2.1(h and k)

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

9. Founders

- a. Provide the following information for each founder:
 - full name;
 - complete address;
 - the name of the school district in which the founder resides;
 - e-mail address, telephone and fax number(s);
 - business/industry/education/community affiliation(s); and
 - a signed Statement of Interest (This form is in addition to the Statement of Assurances in Section 10. A template can be found in Appendix D.)
- b. Identify the qualifying founder for the identified district or for each district in the region of residence.
 - a qualifying founder is either a New Jersey certified teacher employed in the district of residence identified in the charter (provide name of district); or
 - the parent of a school-age child living in the district (provide name of district and school where child attends); or
 - if the identified region of residence is part of a sending-receiving relationship, a qualified founder must be identified from each receiving district.

Note: The founders list may not include paid consultants.

The application is a public document and all information will be provided to requests for application.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-4(a)

Appendix B:

N.J.A.C. 6A:11-2.1(b)

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

10. Founder Statement of Assurances

Directions:

A copy of this form must be signed by each charter school founder and each copy must be submitted with the final application. An application will be considered incomplete if it is not accompanied by a Statement of Assurances from each founder.

Founder Statement of Assurances

Charter School

As a founder, I hereby certify under the penalties of perjury that the information submitted in this application for a charter for **(name of proposed charter school)** to be located at **(provide address (es) for proposed charter school)** is true to the best of my knowledge and belief; and further, I certify that, if awarded a charter, the school:

1. Will not charge tuition, fees or other mandatory payments for attendance at the charter school or for participation in programs that are required for students.
2. Will enroll any eligible student who submits a timely and complete application, unless the school receives a greater number of applications than there are spaces for students, in which case a lottery will take place in accordance with New Jersey charter laws and regulations.
3. Will be open to all students, on a space-available basis, and shall not discriminate on the basis of race, color, national origin, creed, sex, ethnicity, sexual orientation, mental or physical disability, age, ancestry, athletic performance, special need, proficiency in the English language or a foreign language, or academic achievement.
4. Will adhere to all applicable provisions of federal law relating to students with disabilities, including *IDEA 2004*; *Section 504 of the Rehabilitation Act of 1974*; and the *Americans with Disabilities Act* and appropriately employ/contract a child study team and special education service provider(s).
5. Will adhere to all applicable provisions of federal law relating to students who are English language learners, including *Title IV of the Civil Rights Act of 1964*; the *Equal Educational Opportunities Act of 1974*; MGL c. 76 § 5; and MGL c. 89, 71 § (f) and (I).
6. Will comply with all applicable federal and state laws and regulations.
7. Will operate in compliance with Generally Accepted Accounting Principles (GAAP)..
8. Will employ highly qualified administrators and teachers who hold appropriate New Jersey certificates
9. Will obtain all necessary permits, licenses and certifications related to occupancy, fire, health and safety within the building(s) and on school property.
10. Will provide enrollment and demographic data to the NJDOE as required by *N.J.A.C. 6A:11-2.1(i)*.

Name

Signature

Date

Note: Make a copy of this statement for each founder and submit the signed copies with the application.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

11. Governance Structure

- a. Describe the role of the board of trustees and outline its responsibilities. Describe how the board will ensure that it is compliant with the *Open Public Meetings Act* and the *School Ethics Act*. Include detail as to how the board will support the mission, goals and objectives of the charter school.
- b. Describe the board of trustees and include the process for selecting/appointing both the initial and the subsequent boards:
 - total number of members, total number who will be voting members and the total number who will be ex-officio (non-voting) members;
 - process for appointment or election to the board of trustees;
 - length of term as a member;
 - titles of officer positions;
 - process for appointment or election of board officers; and
 - length of term as officers.
- c. Describe the role and responsibilities of each officer.
- d. Describe the role and responsibilities of the president of the board of trustees.
- e. Describe the role and responsibilities of the School Business Administrator.
- f. Describe the role of parents, if any, on the board of trustees.
- g. Provide the following information:
 - If members of the initial board of trustees have not been identified, include:
 - qualifications sought for board members; and
 - date by which the board of trustees will be formed.
 - If members of the initial board of trustees have been identified, include:
 - full name and complete address;
 - all business/industry/education/community affiliation(s);
 - resume with qualifications;
 - voting or ex-officio (non-voting) status; and
 - qualifications sought for board members.
- h. Describe how the board of trustees will develop policies and ensure:
 - equality in school and classroom practices;
 - equality in employment and contract practices for all persons in the areas of employment applications, pre-employment inquiries, hiring, promotions and pay equity;
 - the appointment of an Affirmative Action Officer, a Section 504 Officer and a Title IX Coordinator; and

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

- staff development for certificated and non-certificated employees every school year that will be open to parents and community members to identify and resolve problems arising from prejudice on the basis of race, religion, gender, national origin, sexual orientation, or social or economic status or disability.
- i. Describe the orientation and training for the board of trustees, as well as the process for continual self-evaluation and professional development of the board of trustees.
- j. Describe the selection process to establish the membership of an advisory grievance committee, consisting of only parents and teachers. Outline the complaint review procedures, as well as a plan to inform the school community of the advisory grievance committee and its procedures.
- k. Specify the extent to which any nonprofit and/or for-profit private entity may be involved in the operation of the charter school and the percentage of representation of that entity on the board of trustees. **No more than 50 percent of the board of trustees may be associated with any one non-profit or for-profit entity. No vendor may be a voting member of the board of trustees.**

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-4(a), 36A-5(c), 36A-14 and 15

Appendix B:

N.J.A.C. 6A:11-2.1(h), 11-3 and 11-4.11

Other citations to review:

N.J.S.A. 10:4-6

N.J.S.A. 10:5

N.J.S.A. 18:12-23

N.J.S.A. 18:A 36.20

N.J.A.C. 6A:23

N.J.A.C. 6A:28

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

12. Admissions Policy and Criteria

- a. Describe how the recruitment and admissions policy of the charter school will, to the maximum extent possible, seek the enrollment of a cross-section of the community's school-age population.
- b. Provide a detailed recruitment plan to publicize the charter school in the community and to attract a cross-section of students from the district of residence or region of residence. Provide the tentative dates of the recruitment and application periods and a timeline for the open and close of each enrollment period.
- c. Describe student admission policies, including the random selection process (lottery).
- d. Describe the waiting list process. Include the length of time a waiting list will be maintained.
- e. Describe the procedures for enrollment priority for siblings of students, if applicable, enrolled in the charter school for:
 - year one; and
 - subsequent years.
- f. Describe the terms and conditions of non-resident student enrollment. Provide detail as to when the school will begin to recruit non-resident students, how the random selection process (lottery) will be conducted for non-resident students, and how the non-resident wait list will be established and maintained.
- g. If serving kindergarten, determine the date by which a kindergarten student must be five years old in order to attend the charter school. If not serving kindergarten, respond to the statement with the words "Does Not Apply." Pursuant to *N.J.S.A. 18A:38-5*, all kindergarten students must be five years old by October 1 of each year. However, the charter school must follow the district of residence enrollment policies if that date is earlier than October 1.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-5(e), 36A-7, 36A-8, and 36A:11(b-c)

Appendix B:

N.J.A.C. 6A:11-1.2, 11-4.4-4.6

Other Citations to Review:

N.J.S.A. 18A:44-2

N.J.S.A. 10:5

N.J.S.A. 18A:36-20

N.J.S.A. 18A:38-5

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

13. Staff/Personnel

- a. Provide an organization chart which includes the board of trustees and all employees.
- b. Identify the job title of the lead person. Describe the qualifications, certification and responsibilities of the lead person.
- c. If the lead person is not certified, identify the job title of the person who will direct and guide the work of instructional personnel, including, but not limited to, the supervision and evaluation of staff and the development and implementation of curriculum. Describe the qualifications, certification and responsibilities this person will hold.
- d. Describe qualifications, certifications and responsibilities of each job title of the professional staff (teachers, administrators, school business administrator, nurse, child study team members, case manager(s), related service providers, counselors, etc.) and support staff (aides, secretaries, security officers, etc.). Describe the process to ensure that all teachers will be compliant with *NCLB* requirements.
- e. Describe the process to ensure that the charter school will appoint an Affirmative Action Officer (AAO), Section 504 Officer and Title IX Coordinator.
- f. Specify the anticipated number of positions in each job title for year one through year four of the charter.
- g. Provide guidelines for each job title regarding the following:
 - salary scale for each position;
 - employee contracts;
 - hiring and dismissal policies; and
 - employee benefits.
- h. Identify any positions that will be filled by consultants and estimated cost for each and the functions to be performed.
- i. Describe the process to ensure that the charter school will comply with the Streamlined Tenure Guidelines established by the Commissioner.

***Note: ALL job titles used in the organizational chart (except board of trustees) must be described in responses b, c, d and e. Be consistent with title(s) in the organizational chart and throughout the application.
All contracts are subject to Public School Contract Law N.J.S.A. 18A:18A.***

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-5(h), 18A:36A-11(c)

N.J.S.A. 18A:36A-14

N.J.S.A. 18A:18A

Appendix B:

N.J.A.C. 6A:11-5 through 6

Other Citations to Review:

N.J.S.A. 18A:17-2

N.J.S.A. 10:5

N.J.S.A. 18A:26-2

N.J.S.A. 18A:28-5 through 6

N.J.A.C. 6A:9

N.J.A.C. 6A:14

N.J.A.C. 6A:1 and 6.1 through 6.3

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

14. Self-Evaluation and Accountability Plan

- a. Describe the self-evaluation process that will be utilized to track the school's progress. Describe the role of each of the following in the self-evaluation process and how this process will assist the charter school in meeting its goals and objectives:
 - board of trustees;
 - administrative staff;
 - teaching staff;
 - parents;
 - students; and
 - consultants.
- b. Describe how the charter school will evaluate:
 - lead person/administrators;
 - teachers;
 - support staff; and
 - programs.

For Your Review:

Appendix A:

***N.J.S.A. 18A:36A-5(h) and
36A-16(a), and (b)***

Appendix B:

N.J.A.C. 6A:11-2.1(b), 11-2.2 and 11-5

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

15. Timetable

- a. Provide a detailed timetable of projected activities with completion dates from September 2009 through June 2011, if opening a charter school in September 2010. If taking a planning year for 2010-2011, include activities from September 2009 to June 2012. Such activities should include, but not be limited to, enrollment, purchasing, hiring, transportation, required documentation due dates, etc.
- b. Describe the procedure and provide a timeline for notifying the district board(s) of education in which the students reside about the charter school's transportation needs.
- c. Describe the process for certifying enrollment of the students in the charter school who receive transportation services or aid in lieu of transportation to the district board(s) of education in which the students reside.

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-5(n)

Appendix B:

N.J.A.C. 6A:11-2.1(b) and 11-4.10

Other Citations to Review

N.J.S.A. 18A:36A-13

N.J.A.C. 6A:27-3

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

16. Conversion Documentation/ Waiver or Equivalency of Regulation

If planning to convert an existing public school to charter school status:

- a. Submit the originals of the petitions in support of the district school's becoming a charter school from at least 51 percent of the teaching staff in the district school and at least 51 percent of the parents/guardians of students attending the district school.
- b. Provide a list of all teachers employed by the public schools of the district seeking to convert to charter school status.
- c. Provide a list of all parents with children attending the public school seeking to convert to charter school status.

If requesting a waiver or equivalencies of regulations:

- d. Describe any waivers or equivalencies of regulations (not statutes) which the charter school may request through the New Jersey Department of Education's "Regulatory Equivalency and Waiver Process." The Commissioner may not exempt laws or regulations that pertain to assessment, civil rights, special education or student health and safety.
- e. Provide a justification for each waiver or equivalency which is requested, explaining how the exemption will advance the educational goals and objectives of the school.

Note: If not planning to convert an existing public school to a charter school, respond to this section with the words, "Does Not Apply." If not applying for waivers or equivalencies, respond to this section with the words "Does Not Apply."

For Your Review:

Appendix A:

N.J.S.A. 18A:36A-4(b)

N.J.S.A. 18A:36A-5(m) and 36A-11(a)

Other Citations to Review:

N.J.A.C. 6A:5

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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Follow directions for completion of the Financial Plan found in the Application Instructions section of this *2009 New Jersey Charter School Application* (pages 3 to 4).

1. Financial Overview

- a. Provide the specifics of the financial plan for the proposed charter school. The narrative should include a description of the charter school fund development plan and describe any plans to secure outside revenue, including fundraising. Detail any planned affiliations with nonprofit or for-profit entities. Any fundraising revenue generated should not be earmarked for ongoing and anticipated expenditures. The adopted budget must not include any revenue from fundraising, as the charter school must be fiscally viable without the inclusion of fundraising revenue sources.
- b. List the provisions that will be made for auditing of the charter school pursuant to *N.J.S.A. 18A:23-1 et seq.* If possible, provide quotes.
- c. Provide a plan to hire a certified school business administrator (SBA) and the treasurer of school monies. Include a detailed description of the qualifications, cost, certifications and responsibilities of the SBA and the treasurer.
- d. Provide a plan to establish a uniform system of double-entry bookkeeping in accordance with Generally Accepted Accounting Principles (GAAP) that is organized on a fund basis pursuant to *N.J.S.A. 18A:4-14*. If possible, provide quotes. Include a plan to establish internal controls for the accounts payable/voucher system.
- e. List the provisions for recording student attendance in the school register pursuant to *N.J.A.C. 6:3-9*. Include a plan to establish written internal procedures, which should provide a description of the procedures for the two required enrollment counts.
- f. List the provisions that will be made for insurance coverage pursuant to *N.J.S.A. 18A:36A-14(a)*. Include a schedule describing each plan and detailing anticipated amounts of coverage for each of the following insurance plans. Provide estimated costs for the following. If possible, provide quotes.
 - health benefits;
 - general liability;
 - property;
 - officer and employee liability, including any performance surety; and
 - vehicle liability for pupil transportation.

Appendix A **Review *N.J.S.A. 18A:36A-5(l), 36A-12***

Appendix B **Review *N.J.A.C. 6A:11***

Other Citations: **Review *N.J.A.C. 6A:23***

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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2. Budget Summary

There is a *Financial Data Request (FDR)* form on page 117 of the *2009 New Jersey Charter School Application*. Please fax this form to the NJ Department of Education at 609-292-6794 by January 31, 2009. Financial Data Requests received after the January 31, 2009 deadline will not be processed. Based on the FDR, the Department of Education will calculate and provide the applicant with projected financial data for use in preparation of the budget. The financial data are estimated revenues for planning purposes only in the application. Once a charter school is approved, projected revenues will be based on projected enrollment and will be adjusted based on charter school average daily enrollment on October 15 and the last day of school.

To prepare the budget use the template for the Budget Summary, which is found at <http://www.nj.gov/education/chartsch/app/docs/finstmts.xls>.

- a. Prepare a first-year budget covering projected sources of revenue and planned expenditures. Include in those expenditures and revenues, all start-up costs including those expected to be incurred between the approval date of the charter and June 30 prior to the start of the first school year. The estimated cost and anticipated source of funding for facilities must also be included in this Budget Summary.

The Budget Summary should cover the period from October 2009 through June 2011, which includes the start-up period October 2009 – June 2010 and the fiscal year July 2010 - June 2011. If taking a planning year, the Budget Summary should cover the period from October 2009 through June 2012, the first year of operation. The 108-line-item format for the Budget Summary for the proposed start-up year follows on page 46.

The Budget Summary Key (pages 36-45) provides explanations on estimated revenues and the account structure for expected expenditures. In this key, there are examples provided on how projected “per-pupil amount” and categorical aid will be calculated based on regulations. The examples are for the applicant’s reference and cover a variety of situations.

3. Detailed Budget Narrative

- a. Provide a detailed budget narrative describing each line-item of revenue and expenditure in the Budget Summary Key.

Include a list of all the components that make up each line in the Budget Summary Key. For example, the narrative description corresponding to Line 43- Salaries of Teachers-should provide a detailed itemization of number of teachers and average salary budgeted (i.e. 20 teachers @ \$39,000 each = \$780,000).

A separate narrative detailing all restricted federal start-up grant revenues and expenditures must be included. Failure to include a fully complete Detailed Line-Item Narrative will result in an application which cannot be reviewed for fiscal viability.

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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Definitions

Program Budget - Program budget comprises (1) equalization aid, (2) special education categorical aid, (3) security aid, and (4) general fund tax levy indexed by CPI.

Pursuant to the *School Funding Reform Act of 2008*, a district of residence shall pay directly to the charter school 90% of the sum of the budget year equalization aid per pupil and the prebudget year general fund tax levy per pupil inflated by the CPI rate most recent to the calculation. In addition, the school district of residence shall pay directly to the charter school the security aid attributable to the student and a percentage of the district's special education categorical aid equal to the percentage of the district's special education students enrolled in the charter school.

Weighted Enrollment

Weighted resident enrollment is defined in *N.J.S.A. 18A:7F-50*. For determination of charter school aid, Weighted Enrollment consists of actual enrollment supplemented with additional consideration (weight) for at-risk and LEP enrollment, which will vary by district and for grade level, as follows:

- ♦ ½ day Kindergarten enrollment multiplied by 0.5
- ♦ K-5 enrollment multiplied by 1.00
- ♦ 6-8 enrollment multiplied by 1.04
- ♦ 9-12 enrollment multiplied by 1.17

Total Equalization/Local Levy Aid

Equalization/Local Levy Aid consists of the following two components:

- a. **Equalization/Local Levy Aid – Weighted Portion**
Equalization Aid (Base cost + LEP cost + at-risk cost) per weighted pupil amount x charter school weighted enrollment
- b. **Equalization/ Local Levy Aid- Special Education Portion**
Charter School Special Education Enrollment x Special Education Equalization Aid per pupil amount.

Equalization/Local Levy Aid – Weighted Portion Per-Pupil Amount

Equalization/Local Levy aid per-pupil amount is equal to capped equalization aid- weighted portion at 90% divided by total projected weighted district resident enrollment.

Equalization/ Local Levy Aid- Special Education Portion Per-Pupil Amount

Special education equalization aid per-pupil amount is equal to the capped special education aid at 90% divided by total projected district resident enrollment.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Equalization/Local Levy Aid -Local Share and State Share

For cash flow purposes, total “equalization/local levy aid is delineated between local share (Line 11) and state share (Line 12). The local share equalization/local levy amount will be paid in 12 installments beginning July 15; and the state share of the equalization/local levy amount and categorical aid will be paid in 20 installments on the eighth and twenty-second of each month from September through June one day after receipt of state aid payments. Beginning in September, the local share of the “per-pupil amount” can be combined with the second monthly payment of state aid. This provision may be changed if an alternative payment schedule can be arranged which is mutually agreed upon by the parties.

- The state share shall be that part of the program budget which is supported by the district of residence’s (1) equalization aid, (2) special education categorical aid, and (3) security aid.
- The local share shall be that part of the program budget which is supported by the district of residence’s (4) general fund tax levy indexed by CPI.

Special Education Categorical Aid

Charter School Special Education enrollment / district projected special education enrollment multiplied by the District Special Education Categorical Aid

Security Aid

$$[(\text{Charter School Resident Enrollment} \times \$70) + (\text{Charter School At-Risk Enrollment} \times \text{District at risk per-pupil amount})] \times \text{District Geographical Cost Adjustment}$$

The example on the following page illustrates how projected charter school aid is calculated based on the *School Funding Reform Act of 2008*. The example is for demonstration purposes only. All amounts will vary according to school district and charter school profile.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

EXAMPLE

Charter School Aid Calculation

DISTRICT PROFILE

2009-10 DISTRICT STATE AID

Equalization Aid	\$171,046,401	BUD(A-1)
Special Education Categorical Aid	\$7,263,400	BUD(A-2)
Security Aid	<u>\$4,385,087</u>	BUD(A-3)
	\$182,694,888	BUD(A)

2009-2010 ACTUAL LOCAL SHARE

2008-2009 General Fund Tax Levy	\$21,115,662	
2008-2009 General Fund Tax Levy indexed by CPI (2.890%)	\$21,725,905	BUD(B)

2009-10 Budget - BUD(A) + BUD(B) \$204,420,793 BUD(C)

% State Share - BUD(A) / BUD(C)	89.372%	BUD(D)
% Local Share - BUD(B) / BUD(C)	10.628%	BUD(E)

DISTRICT ENROLLMENT

Actual District Special Education Enrollment Funded	1,982	BUD(F)
Total Actual District Special Education and Speech Only Enrollment	2,467	BUD(G)
Total Actual Weighted District Resident Enrollment*	19,475	BUD(H)

* includes additional weights for At-Risk and LEP enrollment.

Capped Equalization Aid - Weighted Portion @ 90%	\$158,752,874	BUD(I)
Equalization Aid (Base + LEP + AT-RISK) Per Wt. Pupil Amt BUD(I) / BUD(H)	\$8,152	BUD(J)

Capped Equalization Aid - Special Ed Portion @ 90%	\$14,742,202	BUD(K)
Equalization (Sp Ed) Per Resident Pupil Amount BUD(K) / BUD(G)	\$5,976	BUD(L)

District Geographical Cost Adjustment (GCA) 1.0087 BUD(M)

District At Risk Security Per Pupil Amount \$406 BUD(N)

CHARTER SCHOOL PROFILE

Charter School Actual Enrollment	360	(B)
Charter School Special Education Enrollment	120	(K-1)
Special education enrollment as % of district enrollment (K-1)/BUD(F)	6.054%	(K-2)
Charter School At Risk Enrollment	302	(N-1)
Total Projected Weighted Charter School Enrollment*	574	(C)

* includes additional weights for At-Risk and LEP enrollment.

Calculation of Charter School Equalization/Local Levy Aid

Charter School Equalization/Local Levy Aid -Weighted Portion Bud (J) x C	\$4,679,248	(H-1)	
Charter School Equalization/Local Levy Aid -Special Ed Portion (K-1) x Bud (L)	<u>\$717,120</u>	(H-2)	
Total Charter School Equalization/Local Levy Aid	\$5,396,368	(H)	Line 13

Equalization/Local Levy Aid- Local Share	BUD(E) x (H)	\$573,528	Line 11
Equalization/Local Levy Aid-State Share	BUD(D) x (H)	\$4,822,840	Line 12

Special Education Categorical Aid BUD(A-2) x (K-2) \$439,726 **Line 15**

Security Aid [[(B) x \$70] + [N-1) x BUD (N)]] x BUD(M) \$149,097 **Line 16**

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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Charter School Budget Summary Key

Enrollments: District of Residence or Region of Residence (Line 2) and Non-Resident District (Line 3)

- Line 2 - Enter the total projected enrollment for the district of residence.
- Line 3 - Leave blank.

For a charter school's initial application, only enrollments for the district of residence can be projected and are based on the projected student enrollment data submitted in the Application Summary for the first year. The basis for funding will be estimated using the financial data of the district board(s) of education in the district or region of residence. For a charter school planning to operate with a region of residence the Department of Education will estimate enrollment breakdowns for the district boards of education that comprise the region of residence based on apportionment of the relative population in each district.

Beginning Fund Balance (Line 6)

- This line should be left blank. There is no beginning fund balance since this would be the start-up year of the proposed charter school. A beginning fund balance in any given year, with the exception of the initial start-up year, is due to the general fund revenues exceeding the general fund expenditures in the preceding year.

Revenues: General Fund

Budgeted Fund Balance (Line 10)

- This line should be left blank. There is no budgeted fund balance for the first year of operation. Budgeted fund balance is the use of beginning fund balance supplementing other revenue sources to meet the proposed expenditures in any planning year.

Charter School Aid (Lines 11 – 19)

Charter school aid consists of Equalization/Local Levy Aid, Special Education Categorical Aid, Security Aid and First Year Nonpublic Student Aid, if applicable. Requests for estimating the following revenue lines must be faxed to the Department of Education by submitting the Financial Data Request form on page 117 of this application. Pages 34-45 of the Budget Summary Key describe how this aid is calculated.

Equalization/Local Levy Aid - Local Share (Line 11)

- Line 11 - Enter the total projected Local Share of Equalization/Local Levy Aid from the Financial Data provided by the Department of Education.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Equalization/Local Levy Aid-State Share (Line 12)

- Line 12 - Enter the total projected State Share of Equalization/Local Levy Aid from the Financial Data provided by the Department of Education.

Total Equalization/Local Levy Aid (Line 13)

- Line 13 - This is the sum of line 11 and line 12. It must agree with the total Equalization/Local Levy Aid from the Financial Data provided by the Department of Education. The Department of Education must calculate this prior to determination of the local share (line 11) and state share (line 12).

Special Education Categorical Aid (Line 15)

- Line 15 - Enter the total projected Special Categorical Education Aid from the Financial Data provided by the Department of Education.

Security Aid (Line 16)

- Line 16 - Enter the total projected Security Aid from the Financial Data provided by the Department of Education.

First Year Nonpublic Student Aid (Line 19)

- Line 19 - Leave blank for application purposes. Pursuant to *N.J.S.A. 18A:36A-12* (d), first year charter school students who attended non-public schools prior to enrolling in the charter school are funded by the state with direct payments to the charter school. For application purposes, it is assumed that no students qualify for this aid.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Restricted-Special Revenue Fund

A separate narrative detailing all restricted federal start-up grant revenues and expenditures must be included.

State Projects (Lines 27 and 28)

- Leave blank for application purposes. These revenue sources are restricted state grants under the conditions that the charter school must use these funds for a specific purpose. For application purposes, it is not anticipated that applicants will receive restricted state revenue.

Federal Projects (Lines 31 and 32)

- Line 31- Include the total anticipated federal start-up grant revenue. For planning purposes, this line item should amount to \$150,000. These revenue sources are under the conditions that the charter school must use these funds for a specific purpose. Ensure this amount equals the amount entered on Line 96, Expenditures from Federal Projects.
- Line 32- Leave blank for application purposes. These revenue sources are under the conditions that the charter school must use these funds for a specific purpose. For application purposes, it is not anticipated that applicants will receive any other federal sources of income.

Revenues from Other Sources (Lines 35 through 37)

- Leave blank for application purposes. These revenue sources are under the conditions that the charter school must use these funds for a specific purpose. For application purposes, it is not anticipated that applicants will receive other restricted sources of revenue.

Expenditures-Instruction

The expenditures classified as instructional will include expenditures for those activities dealing directly with the interaction between teachers and students. Teaching may be provided for students in a school classroom or in other locations such as a home or a hospital. Included here are the activities of aides or classroom assistance of any type. Pursuant to *N.J.A.C. 6A:11-7.3(e)*, a charter school must be monitored by the Commissioner to ensure that the percentage of school funds spent in the classroom is at least comparable to the average percentage of school funds spent in the classroom in all other public schools in the state. Instructional expenditures must comprise at least 60 percent of total general fund expenditures.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Salaries of Teachers (Line 43)

- The salaries for all teaching services delivered to students, including the services of part-time, summer and substitute teachers. If teachers are sharing responsibilities between teaching assignments and administrative or support assignments, as defined on the subsequent pages, their salaries should be prorated based on the time spent on each major assignment whether teaching, administrative or support.

Other Salaries for Instruction (Line 44)

- The salaries for any assistants or aides to instructional staff other than secretarial or clerical personnel.

Purchased Professional and Technical Services (Line 45)

- Services which, by their nature, can be performed only by persons or firms with specialized skills and knowledge. While a product may or may not result from the transaction, the primary reason for the purchase is the service provided. Included are the services of assembly speakers and standardized specific subject exams.

Other Purchased Services (Line 46)

- Amounts paid for property services or other services rendered by organizations or personnel not on the payroll of the charter school (separate from professional and technical services). While product may or may not result from the transaction, the primary reason for the purchase is the services provided. Included is the rental of equipment for instructional use.

General Supplies (Line 47)

- Expenditures for all classroom supplies other than textbooks, including freight and cartage. Includes test protocols, chalk, paper, pencils, periodicals, etc.

Textbooks (Line 48)

- Expenditures for textbooks furnished free to pupils, binding and other textbook repairs and freight cartage of textbooks. Expenditures for books used in the classroom not meeting this definition are included in general supplies.

Miscellaneous Expense (Line 49)

- Amounts paid for instructional goods and services not classified elsewhere. For example, admission costs for field trips (not including transportation).

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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Expenditures- Administrative

The expenditures in this area of the budget include the following: general/school administration, business/central services and improvement of instruction services. Total general/school administration includes the costs associated with the activities concerned with establishing and administering policy for operating the charter school.

Business services include costs for such services as budgeting services, receiving and disbursing services, financial/property accounting, payroll, inventory control, managing funds, purchasing services, printing, publishing and duplicating services.

Central services include activities such as research and development, planning, evaluation, information services, data processing services and staff services. Services related to improvement of instruction include the costs associated with the assistance of instructional staff in planning, developing and evaluating the process of providing learning experiences for students.

The combined total of administrative and support expenditures cannot be greater than 40 percent of total general fund expenditures.

Salaries of Administration (Line 52)

The salaries for all positions, with the exception of secretarial and clerical assistants, as described under Administration Expenses in the Budget Summary Key. If the personnel in these positions are sharing responsibilities between administrative assignments and teaching or support assignments as defined on the subsequent pages, their salaries should be prorated based on the time spent on each major assignment whether teaching, administrative or support.

Salaries of Secretarial/Clerical Assistants (Line 53)

- The salaries for all secretarial and clerical assistants, as described under Administration Expenses in this Budget Summary Key.

Total Benefit Costs (Line 54)

- Expenses paid by the charter school on behalf of all employees; these amounts are not included in the gross salary but are in addition to that amount. Included in this category are group insurance, Social Security contributions, retirement contributions, tuition reimbursement, unemployment compensation, workmen's compensation and unused sick leave. TPAF (Teachers Pension and Annuity Fund) Social Security and pension costs will be paid by the state on behalf of the charter school; therefore, these expenditures should not be planned in the Budget Summary of the application. TPAF Social Security will be on a reimbursement basis by the state; therefore, this should be considered in the cash disbursements in the Cash Flow Schedule.

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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Purchased Professional/Technical Services (Consultants) (Line 55)

- Services that are not performed by an employee of the charter school but rather purchased as it relates specifically to administration. Some examples are purchased services for areas such as business support services for budgeting and payroll, financial accounting, outside auditors, curriculum developers, legal services and consultants.

Other Purchased Services (Line 56)

- Amounts paid for property services or other services rendered by organizations or personnel not on the payroll of the charter school (separate from professional and technical services). Included is the rental of equipment (exclusive of communications/equipment), staff travel for administration and management fees.

Communications/Telephone (Line 57)

- Expenditures for telephone and communication services, including the rental of equipment. Also included here are the expenses for postage equipment rental and postage.

Supplies and Materials (Line 58)

- Amounts paid for material items relating to administration of an expendable nature that are consumed, worn out or deteriorated by use.

Judgments against the Charter School (Line 59)

- Expenditures for all judgments against the charter school that are not covered by liability insurance but are of a type that might have been covered by insurance. Legal expenses for defending against judgments are not recorded here but under Administration--Purchased Professional/Technical Services.

Interest on Current Loans (Line 60)

- Expenditures for interest on notes (not including interest on mortgage payments).

Interest for Lease Purchase Agreements (Line 61)

- Amounts paid for interest under lease purchase agreements.

Mortgage Payments Interest (Line 62)

- Mortgage interest cost for facilities owned by the charter school. Do not include principal payments on this line.

Miscellaneous Expense (Line 63)

- Amounts paid for administrative goods and services not classified elsewhere.

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE: MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>
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Expenditures-Support Services

Costs associated with the activities related to assisting the instructional staff with the content and process of providing learning experiences and other costs associated with daily operations of the charter school. The major functions will include attendance/social work services, health/personnel services, guidance services, child study teams, educational media/school library, operations and maintenance of plant services, transportation services for field or athletic trips provided directly by the charter school, food services programs and board-sponsored athletics and co-curricular activities. The combined total of administrative and support expenditures cannot be greater than 40 percent of total general fund expenditures.

Salaries of Support Services (Line 66)

- Salaries for services rendered as outlined in the Support Services section of this Budget Summary Key. If the personnel in these positions are sharing responsibilities between support assignments and teaching or administrative assignments as defined on the subsequent pages, their salaries should be prorated based on the time spent on each major assignment whether teaching, administrative or support.

Purchased Professional/Technical Staff (Consultants) (Line 67)

- Services that are not performed by an employee of the charter school but purchased as it relates specifically to support services. Examples include guidance services and child study team services.

Other Purchased Services (Line 68)

- Amounts paid for property services or other services rendered by organizations or personnel not on the payroll of the charter school (separate from professional and technical services). Included is the rental of equipment for support services use and cleaning, repair and maintenance services by non-charter school employees.

Rent of Land and Buildings (Line 69)

- The cost to rent buildings or facilities used by the charter school.

Insurance for Property, Liability and Fidelity (Line 70)

- Expenditures for all types of insurance coverage other than fringe benefits for employees and administrative-related insurance, which are reported under Administrative Expenses.

Supplies and Materials (Line 71)

- Amounts paid for material items relating to support services of an expendable nature that are consumed, worn out or deteriorated by use.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Transportation-Other than to/ from School (Line 72)

- The cost of transportation services for field and athletic trips provided to students attending the charter school. No other transportation costs are to be included in charter school's general fund budget.

Reserved For Future Use (Line 73)

- Leave blank. This line item is reserved for future use.

Energy Costs (Line 74)

- The cost of utilities; for example, heat, electricity and air conditioning.

Miscellaneous Expenditures (Line 75)

- Amounts paid for goods or services related to support services not properly classified elsewhere.

Capital Outlay

Activities concerned with equipment purchases, acquiring land and buildings, remodeling buildings, initially installing or extending service systems and other built-in equipment and improving sites.

Instructional Equipment (Line 78)

- Expenditures for the initial, additional and replacement of instructional furniture and equipment. Instructional furniture and equipment is that which is purchased for use by pupils and instructional staff in instruction programs.

Non-Instructional Equipment (Line 79)

- Expenditures for the initial, additional and replacement of noninstructional furniture and equipment. Noninstructional furniture and equipment is that which is purchased for use by either administrative or support services and serve no direct instructional benefit to the students (for example, computer hardware for the business office).

Purchase of Land/Improvements (Line 80)

- Expenditures for the purchase of land and improvements.

Lease Purchase Agreements – Principal (Line 81)

- Amounts paid for the principal under lease purchase agreements for land and buildings.

Mortgage Payments Principal (Line 82)

- The principal portion of mortgage costs for buildings or facilities owned by the charter school. Do not include interest payments on this line.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Building Purchase other than Lease Purchase (Line 83)

- Amounts paid for the purchase of a building other than lease purchase agreement.

Miscellaneous Expense (Line 84)

- Amounts paid for capital goods and services not classified elsewhere.

Restricted/Special Revenue Fund

A separate narrative detailing all restricted federal start-up grant revenues and expenditures must be included.

State Projects (Lines 91 and 92)

- Leave blank for application purposes. These expenditures must match the revenues realized in any given year. For application purposes, it is not anticipated that applicants will incur restricted state expenditures.

Federal Projects (Lines 96 and 97)

- Line 97- List separately the total anticipated federal start-up grant expenditures. Ensure that this amount equals the amount entered on Line 31, Revenues from federal projects. **In the narrative, provide a detailed, itemized listing of all federal grant expenditures.**
- Line 98 – Leave blank. For application purposes, it is not anticipated that applicants will incur other federal restricted expenditures.

Revenues from Other Sources Restricted

- Lines 100- 102 – Leave blank. For application purposes, it is not anticipated that applicants will incur other restricted expenditures.

Ending Fund Balance (Line 108)

Ending fund balance is calculated by adding beginning fund balance plus total revenues less budgeted fund balance and total expenditures.

The charter school budget cannot end in a deficit.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Budget Summary Template

To prepare the budget use the template for the Budget Summary, which is found at

<http://www.nj.gov/education/chartsch/app/docs/finstmts.xls>.

Proposed Charter School Name

	Budget Summary	FY__
Line		
1	Enrollments	
2	District of Residence	
3	Non-Resident District	
4	Total Enrollments	
5		
6	Beginning Fund Balance	
7		
8	Revenues	
9	General Fund	
10	Budgeted Fund Balance	
11	Equalization/Local Levy Aid - Local Share	
12	Equalization/Local Levy Aid - State Share	
13	Total Equalization/Local Levy Aid (Lines 11,12)	
14	Categorical Aid	
15	Special Education Categorical Aid	
16	Security Aid	
17	Total Categorical Aid (Lines 15 and 16)	
18	Other State Revenue	
19	First Year Nonpublic Student Aid	
20		
21		
22	Total Other State Aid (Lines 19 through 21)	
23	Other Revenue	
24	Total General Fund (Lines 10, 13, 22)	
25	Restricted - Special Revenue Fund	
26	Revenue from State Sources:	
27		
28	Other:	
29	Total State Projects (Lines 27, 28):	
30	Revenue from Federal Sources:	
31	Source:	
32	Other:	
33	Total Federal Projects (Lines 31, 32):	
34	Revenues from Other Restricted Sources	
35	Source:	
36	Source:	
37	Other:	
38	Total Other Sources (Lines 35, 36, 37):	
39	Total Special Revenue Fund (Lines 29, 33, 38)	
40	Total Revenues (Lines 24,39)	

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Proposed Charter School Name

	Budget Summary	FY__
Line		
41	Expenditures-General Fund	
42	Instruction	
43	Salaries of Teachers	
44	Other Salaries for Instruction	
45	Purchased Professional/Technical Services	
46	Other Purchased Services	
47	General Supplies	
48	Textbooks	
49	Miscellaneous Expense	
50	Total Instructional Expense	
51	Administrative	
52	Salaries - Administration	
53	Salaries of Secretarial/Clerical Assistants	
54	Total Benefit Costs	
55	Purch. Professional/Tech.Serv.(Consultants)	
56	Other Purchased Services	
57	Communications/Telephone	
58	Supplies and Materials	
59	Judgments Against Charter Schools	
60	Interest on Current Loans	
61	Interest for Lease Purchase Agreements	
62	Mortgage Payments-Interest	
63	Miscellaneous Expense	
64	Total Administrative Expense	
65	Support Services	
66	Salaries	
67	Purch. Professional/Tech. Serv.(Consultants)	
68	Other Purchased Services	
69	Rental of Land and Buildings	
70	Insurance for property, liability and fidelity	
71	Supplies and Materials	
72	Transportation - Other than to/from school	
73	Reserved for future use	
74	Energy Costs (Heat and Electricity)	
75	Miscellaneous Expense	
76	Total Support Services Expense	

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Proposed Charter School Name

	Budget Summary	FY__
Line		
77	Capital Outlay	
78	Instructional Equipment	
79	Noninstructional Equipment	
80	Purchase of Land/Improvements	
81	Lease Purchase Agreements-Principal	
82	Mortgage Payments-Principal	
83	Building Purchase other than Lease Purchase	
84	Miscellaneous Expense	
85	Total Capital Outlay	
86	Total General Fund (Lines 50, 64, 76, 85)	
87	Expenditures-Special Revenue Fund	
88	Restricted /Special Revenues Programs	
89		
90	State Projects:	
91	Source:	
92	Other:	
93	Total State Projects:	
94		
95	Federal Projects:	
96	Source:	
97	Other:	
98	Total Federal Projects:	
99	Other Restricted Expenditures:	
100	Source:	
101	Source:	
102	Other:	
103	Total Other Sources:	
104	Total Special Revenue Fund (Lines 93, 98, 103)	
105		
106	Total Expenditures (Lines 86, 104)	
107		
108	Ending Fund Balance (Lines 6 + 40 - 10 - 106)	

2009 NEW JERSEY CHARTER SCHOOL APPLICATION
DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.

4. Cash Flow Schedule

- a. Prepare a one-year cash flow analysis covering projected cash receipts and cash disbursements of funds for the first year of operation. Include all cash receipts and cash disbursements expected to be received or disbursed between the approval date of the charter and the end of the fiscal year. The Cash Flow Schedule should cover the period from October 2009 through June 2011. If taking a planning year, provide a Cash Flow Schedule from October 2009 through June 2012.

A copy of the template for the Cash Flow Schedule is found at
<http://www.nj.gov/education/chartsch/app/docs/finstmts.xls>

Instructions to complete the Cash Flow Schedule

A monthly Cash Flow Schedule is required for the first-year of operations to ensure that the charter school has a plan to meet its financial obligations. One of the responsibilities of management with respect to cash is to ensure that there is sufficient cash to carry on the operations of the school. Monthly and year-end balances should never be in a deficit position. Cash forecasting is necessary for the proper planning of future operations and to assure that cash is available when needed. The Cash Flow Schedule should present all the expected inflows and outflows of cash on a monthly basis.

For cash flow purposes, the local share of the Equalization/Local Levy Aid estimated on Line 11 of the Budget Summary will be paid in 12 installments beginning July 15. The state share of the Equalization/Local Levy Aid estimated on Line 12 along with the estimated categorical aid on Lines 15-20 of the Budget Summary will be paid in 20 installments on the eighth and twenty second of each month from September through June, one day after receipt of state aid payments. Note: Since district payments to the charter school are not initiated until the school receives final approval, the Cash Flow Schedule should reflect the first three Equalization/Local Levy Aid payments to be received in September.

Any anticipated loans should be taken into account. Cash receipts for short-term loans are not a revenue source in the Budget Summary, but should only be presented in the Cash Flow Schedule. Anticipated interest expense on this loan should be shown in the expenditures of the Budget Summary.

The Cash Flow schedule must provide month-by-month detail of the applicant's first 12-month fiscal operating year and a summary of the start-up period between the approval of the charter school application in October 2009 and the end of the first fiscal year in June 2011. For applicants taking a planning year, the cash flow should include the period October 2008 through June 2012. The activity of the start-up period (January 2008 through the beginning of the first operating year) need only be summarized in one column. No separate month-by-month detail is necessary for the start-up period.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

APPENDIX A

CHARTER SCHOOL PROGRAM ACT OF 1995

N.J.S.A. 18A:36A

Effective January 1996

Amended November 2000

18A:36A-1. Short title

This act shall be known and may be cited as the "Charter School Program Act of 1995."

Adopted. L.1995,c.426,s.1, effective January 11, 1996.

18A:36A-2. Findings and declarations.

The Legislature finds and declares that the establishment of charter schools as part of this State's program of public education can assist in promoting comprehensive educational reform by providing a mechanism for the implementation of a variety of educational approaches which may not be available in the traditional public school classroom. Specifically, charter schools offer the potential to improve pupil learning; increase for students and parents the educational choices available when selecting the learning environment which they feel may be the most appropriate; encourage the use of different and innovative learning methods; establish a new form of accountability for schools; require the measurement of learning outcomes; make the school the unit for educational improvement; and establish new professional opportunities for teachers.

The Legislature further finds that the establishment of a charter school program is in the best interests of the students of this State and it is therefore the public policy of the State to encourage and facilitate the development of charter schools.

Adopted. L.1995,c.426,s.2, effective January 11, 1996.

18A:36A-3. Establishing a charter school program; definition; number of schools authorized.

a. The Commissioner of Education shall establish a charter school program which shall provide for the approval and granting of charters to charter schools pursuant to the provisions of this act. A charter school shall be a public school operated under a charter granted by the commissioner, which is operated independently of a local board of education and is managed by a board of trustees. The board of trustees, upon receiving a charter from the commissioner, shall be deemed to be public agents authorized by the State Board of Education to supervise and control the charter school.

b. The program shall authorize the establishment of not more than 135 charter schools during the 48 months following the effective date of this act. A minimum of three charter schools shall be allocated to each county. The commissioner shall actively encourage the establishment of charter schools in urban school districts with the participation of institutions of higher education.

Adopted. L.1995,c.426,s.3, effective January 11, 1996.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

18A:36A-4. Who may establish a charter school; non-profit; eligibility criteria for existing public school; applications; appeals; limitations upon student enrollment.

a. A charter school may be established by teaching staff members, parents with children attending the schools of the district, or a combination of teaching staff members and parents. A charter school may also be established by an institution of higher education or a private entity located within the State in conjunction with teaching staff members and parents of children attending the schools of the district. If the charter school is established by a private entity, representatives of the private entity shall not constitute a majority of the trustees of the school, and the charter shall specify the extent to which the private entity shall be involved in the operation of the school. The name of the charter school shall not include the name or identification of the private entity, and the private entity shall not realize a net profit from its operation of a charter school. A private or parochial school shall not be eligible for charter school status.

b. A currently existing public school is eligible to become a charter school if the following criteria are met:

(1) At least 51% of the teaching staff in the school shall have signed a petition in support of the school becoming a charter school; and

(2) At least 51% of the parents or guardians of pupils attending that public school shall have signed a petition in support of the school becoming a charter school.

c. An application to establish a charter school shall be submitted to the commissioner and the local board of education or State superintendent, in the case of a State-operated school district, in the school year preceding the school year in which the charter school will be established. Notice of the filing of the application shall be sent immediately by the commissioner to the members of the State Legislature, school superintendents, and mayors and governing bodies of all legislative districts, school districts, or municipalities in which there are students who will be eligible for enrollment in the charter school. The board of education or State superintendent shall review the application and forward a recommendation to the commissioner within 60 days of receipt of the application. The commissioner shall have final authority to grant or reject a charter application.

d. The local board of education or a charter school applicant may appeal the decision of the commissioner to the State Board of Education. The State board shall render a decision within 30 days of the date of the receipt of the appeal. If the State board does not render a decision within 30 days, the decision of the commissioner shall be deemed final.

e. A charter school established during the 48 months following the effective date of this act, other than a currently existing public school which becomes a charter school pursuant to the provisions of subsection b. of section 4 of this act, shall not have an enrollment in excess of 500 students or greater than 25% of the student body of the school district in which the charter school is established, whichever is less.

Any two charter schools within the same public school district that are not operating the same grade levels may petition the commissioner to amend their charters and consolidate into one school. The commissioner may approve an amendment to consolidate, provided that the basis for consolidation is to accommodate the transfer of students who would otherwise be subject to the random selection process pursuant to section 8 of P.L.1995, c.426 (C.18A:36A-8).

Adopted. L.1995,c.426,s.4; effective January 11, 1996. **Amended.** L. 2000,c.142,s.1, effective November 2, 2000; L. 2002 c. 123, s.1, effective December 12, 2002.

18A:36A-5. Application to establish a charter school.

The application for a charter school shall include the following information:

a. The identification of the charter applicant;

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

- b. The name of the proposed charter school;
- c. The proposed governance structure of the charter school including a list of the proposed members of the board of trustees of the charter school or a description of the qualifications and method for the appointment or election of members of the board of trustees;
- d. The educational goals of the charter school, the curriculum to be offered, and the methods of assessing whether students are meeting educational goals. Charter school students shall be required to meet the same testing and academic performance standards as established by law and regulation for public school students. Charter school students shall also meet any additional assessment indicators which are included within the charter approved by the commissioner;
- e. The admission policy and criteria for evaluating the admission of students which shall comply with the requirements of section 8 of this act;
- f. The age or grade range of students to be enrolled;
- g. The school calendar and school day schedule;
- h. A description of the charter school staff responsibilities and the proposed qualifications of teaching staff;
- i. A description of the procedures to be implemented to ensure significant parental involvement in the operation of the school;
- j. A description of, and address for, the physical facility in which the charter school will be located;
- k. Information on the manner in which community groups will be involved in the charter school planning process;
- l. The financial plan for the charter school and the provisions which will be made for auditing the school pursuant to the provisions of N.J.S.18A:23-1;
- m. A description of and justification for any waivers of regulations which the charter school will request; and
- n. Such other information as the commissioner may require.

Adopted.L.1995,c.426,s.5, effective January 11, 1996.

18A:36A-6. Authority of charter; compliance with Open Public Meetings Act.

A charter school established pursuant to the provisions of this act shall be a body corporate and politic with all powers necessary or desirable for carrying out its charter program, including, but not limited to, the power to:

- a. Adopt a name and corporate seal; however, any name selected shall include the words "charter school;"
- b. Sue and be sued, but only to the same extent and upon the same conditions that a public entity can be sued;
- c. Acquire real property from public or private sources, by purchase, lease, lease with an option to purchase, or by gift, for use as a school facility;
- d. Receive and disburse funds for school purposes;
- e. Make contracts and leases for the procurement of services, equipment and supplies;

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

- f. Incur temporary debts in anticipation of the receipt of funds;
- g. Solicit and accept any gifts or grants for school purposes; and
- h. Have such other powers as are necessary to fulfill its charter and which are not inconsistent with this act or the requirements of the commissioner.

The board of trustees of a charter school shall comply with the provisions of the "Open Public Meetings Act," P.L.1975, c.231 (C.10:4-6 et seq.).

Adopted. L.1995,c.426,s.6, effective January 11, 1996.

18A:36A-7. Student eligibility for enrollment; nondiscrimination.

A charter school shall be open to all students on a space available basis and shall not discriminate in its admission policies or practices on the basis of intellectual or athletic ability, measures of achievement or aptitude, status as a handicapped person, proficiency in the English language, or any other basis that would be illegal if used by a school district; however, a charter school may limit admission to a particular grade level or to areas of concentration of the school, such as mathematics, science, or the arts. A charter school may establish reasonable criteria to evaluate prospective students which shall be outlined in the school's charter.

Adopted. L.1995,c.426,s.7, effective January 11, 1996.

18A:36A-8. Enrollment preference to students residing within charter school district; tuition; continued enrollment; preference for siblings of enrollees; diversity.

a. Preference for enrollment in a charter school shall be given to students who reside in the school district in which the charter school is located. If there are more applications to enroll in the charter school than there are spaces available, the charter school shall select students to attend using a random selection process. A charter school shall not charge tuition to students who reside in the district

b. A charter school shall allow any student who was enrolled in the school in the immediately preceding school year to enroll in the charter school in the appropriate grade unless the appropriate grade is not offered at the charter school.

c. A charter school may give enrollment priority to a sibling of a student enrolled in the charter school.

d. If available space permits, a charter school may enroll non-resident students. The terms and condition of the enrollment shall be outlined in the school's charter and approved by the commissioner.

e. The admission policy of the charter school shall, to the maximum extent practicable, seek the enrollment of a cross section of the community's school age population including racial and academic factors.

Adopted. L.1995,c.426,s.8, effective January 11, 1996.

18A:36A-9. Student withdrawal from charter school.

A student may withdraw from a charter school at any time. A student may be expelled from a charter school based on criteria determined by the board of trustees, which are consistent with the provisions of N.J.S.18A:37-2, and approved by the commissioner as part of the school's charter. Any expulsion shall be made upon the recommendation of the charter school principal, in consultation with the student's teachers.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

Adopted. L.1995,c.426,s.9, effective January 11, 1996.

18A:36A-10. Location and facilities of charter school

A charter school may be located in part of an existing public school building, in space provided on a public work site, in a public building, or any other suitable location. The facility shall be exempt from public school facility regulations except those pertaining to the health or safety of the pupils. A charter school shall not construct a facility with public funds other than federal funds.

Adopted. L.1995,c.426,s.10, effective January 11, 1996. **Amended.** L. 2002, c.10, s.1, effective March 19, 2002.

18A:36A-11. Operation in accordance with charter; exemptions from State regulations; handicapped students and compliance with N.J.S.A. 18A:46; discrimination.

a. A charter school shall operate in accordance with its charter and the provisions of law and regulation which govern other public schools; except that, upon the request of the board of trustees of a charter school, the commissioner may exempt the school from State regulations concerning public schools, except those pertaining to assessment, testing, civil rights and student health and safety, if the board of trustees satisfactorily demonstrates to the commissioner that the exemption will advance the educational goals and objectives of the school.

b. A charter school shall comply with the provisions of chapter 46 of Title 18A of the New Jersey Statutes concerning the provision of services to handicapped students; except that the fiscal responsibility for any student currently enrolled in or determined to require a private day or residential school shall remain with the district of residence.

Within 15 days of the signing of the Individualized Education Plan, a charter school shall provide notice to the resident district of any individualized education plan which results in a private day or residential placement. The resident district may challenge the placement within 30 days within accordance with the procedures established by law.

c. A charter school shall comply with applicable State and federal anti-discrimination statutes.

Adopted. L.1995,c.426,s.6, effective January 11, 1996. **Amended.** L. 2007, c. 260, s 57, effective January 13, 2008 and shall first apply to the 2008-2009 school year.

18A:36A-12. Payments by school district of residence; limitations; aid payments.

a. (Deleted by amendment, P.L.2007, c.260)

b. The school district of residence shall pay directly to the charter school for each student enrolled in the charter school who resides in the district an amount equal to 90% of the sum of the budget year equalization aid per pupil and the prebudget year general fund tax levy per pupil inflated by the CPI rate most recent to the calculation. In addition, the school district of residence shall pay directly to the charter school the security categorical aid attributable to the student and a percentage of the district's special education categorical aid equal to the percentage of the district's special education students enrolled in the charter school and, if applicable, 100% of preschool education aid. The district of residence shall also pay directly to the charter school any federal funds attributable to the student.

c. (Deleted by amendment, P.L. 2007, c. 260)

d. Notwithstanding the provisions of subsection b. of this section, in the case of a student who was not included in the district's projected resident enrollment for the school year, the State shall pay 100% of the amount required pursuant to subsection b. of this section for the first year of the student's enrollment in the charter school.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

e. The State shall make payments required pursuant to subsections d. of this section directly to the charter school.

Adopted. L.1995,c.426,s.12; effective January 11, 1996. **Amended.** L. 2000,c.142,s 2, effective November 2, 2000, and shall first apply to the 2000-2001 school year; L. 2007, c. 260,s 58, effective January 13, 2008, and shall first apply to the 2008-2009 school year.

18A:36A-13. Transportation for students residing in school districts.

The students who reside in the school district in which the charter school is located shall be provided transportation to the charter school on the same terms and conditions as transportation is provided to students attending the schools of the district. Non-resident students shall receive transportation services pursuant to regulations established by the State board.

Adopted. L.1995,c.426,s.13, effective January 11, 1996.

18A:36A-14. Budgeting; curriculum; operating procedures; liability insurance; membership in bargaining unit; staff certification; leaves of absence; tenure; termination.

a. The board of trustees of a charter school shall have the authority to decide matters related to the operations of the school including budgeting, curriculum, and operating procedures, subject to the school's charter. The board shall provide for appropriate insurance against any loss or damage to its property or any liability resulting from the use of its property or from the acts or omissions of its officers and employees.

b. In the case of a currently existing public school which becomes a charter school pursuant to the provisions of subsection b. of section 4 of this act, all school employees of the charter school shall be deemed to be members of the bargaining unit defined in the applicable agreement and shall be represented by the same majority representative organization as the employees covered by that agreement. In the case of other charter schools, the board of trustees of a charter school shall have the authority to employ, discharge and contract with necessary teachers and nonlicensed employees subject to the school's charter. The board of trustees may choose whether or not to offer the terms of any collective bargaining agreement already established by the school district for its employees, but the board shall adopt any health and safety provisions of the agreement. The charter school and its employees shall be subject to the provisions of the "New Jersey Employer-Employee Relations Act," P.L.1941, c.100 (C.34:13A-1 et seq.). A charter school shall not set a teacher salary lower than the minimum teacher salary specified pursuant to section 7 of P.L.1985, c.321 (C.18A:29-5.6) nor higher than the highest step in the salary guide in the collective bargaining agreement which is in effect in the district in which the charter school is located.

c. All classroom teachers and professional support staff shall hold appropriate New Jersey certification. The commissioner shall make appropriate adjustments in the alternate route program in order to expedite the certification of persons who are qualified by education and experience.

d. A public school employee, tenured or non-tenured, may request a leave of absence of up to three years from the local board of education or State district superintendent in order to work in a charter school. Approval for a leave of absence shall not be unreasonably withheld. Employees on a leave of absence as provided herein shall remain in, and continue to make contributions to, their retirement plan during the time of the leave and shall be enrolled in the health benefits plan of the district in which the charter school is located. The charter school shall make any required employer's contribution to the district's health benefits plan.

e. Public school employees on a leave shall not accrue tenure in the public school system but shall retain tenure, if so applicable, and shall continue to accrue seniority, if so applicable, in the public school system if they return to their non-charter school when the leave ends. An employee of a charter school shall not accrue tenure pursuant to N.J.S.18A:17-2, N.J.S.18A:17-3, or N.J.S.18A:28-5, but shall acquire streamline tenure pursuant to

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

guidelines promulgated by the commissioner, and the charter shall specify the security and protection to be afforded to the employee in accordance with the guidelines.

f. Any public school employee who leaves or is dismissed from employment at a charter school within three years shall have the right to return to the employee's former position in the public school district which granted the leave of absence, provided the employee is otherwise eligible for employment in the public school.

Adopted. L.1995,c.426,s.14, effective January 11, 1996.

18A:36A-15. Complaints; hearings.

Any individual or group may bring a complaint to the board of trustees of a charter school alleging a violation of the provisions of this act. If, after presenting the complaint to the board of trustees, the individual or group determines that the board of trustees has not adequately addressed the complaint, they may present that complaint to the commissioner who shall investigate and respond to the complaint. The board shall establish an advisory grievance committee consisting of both parents and teachers who are selected by the parents and teachers of the school to make nonbinding recommendations to the board concerning the disposition of a complaint.

Adopted. L.1995,c.426,s.15, effective January 11, 1996.

18A:36A-16. Assessment by Commissioner annually; county superintendent access for review; annual reports to local boards; public hearings in 2002.

a. The commissioner shall annually assess whether each charter school is meeting the goals of its charter, and shall conduct a comprehensive review prior to granting a renewal of the charter. The county superintendent of schools of the county in which the charter school is located shall have on-going access to the records and facilities of the charter school to ensure that the charter school is in compliance with its charter and that State board regulations concerning assessment, testing, civil rights, and student health and safety are being met.

b. In order to facilitate the commissioner's review, each charter school shall submit an annual report to the local board of education, the county superintendent of schools, and the commissioner in the form prescribed by the commissioner. The report shall be received annually by the local board, the county superintendent, and the commissioner no later than August 1.

The report shall also be made available to the parent or guardian of a student enrolled in the charter school.

c. By April 1, 2001, the commissioner shall hold public hearings in the north, central, and southern regions of the State to receive input from members of the educational community and the public on the charter school program.

d. The commissioner shall commission an independent study of the charter school program. The study shall be conducted by an individual or entity identified with expertise in the field of education and the selection shall be approved by the Joint Committee on the Public Schools. The individual or entity shall design a comprehensive study of the charter school program.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

e. The commissioner shall submit to the Governor, the Legislature, and the State Board of Education by October 1, 2001 an evaluation of the charter school program based upon the public input required pursuant to subsection c. of this section and the independent study required pursuant to subsection d. of this section. The evaluation shall include, but not be limited to, consideration of the following elements:

- (1) the impact of the charter school program on resident districts' students, staff, parents, educational programs, and finances;
- (2) the impact of the charter school program and the increased number of schools on the economics of educational services on a Statewide basis;
- (3) the fairness and the impact of the reduction of available resources on the ability of resident districts to promote competitive educational offerings;
- (4) the impact of the shift of pupils from nonpublic schools to charter schools;
- (5) the comparative demographics of student enrollments in school districts of residence and the charter schools located within those districts. The comparison shall include, but not be limited to, race, gender, socioeconomic status, enrollment of special education students, enrollment of students of limited English proficiency, and student progress toward meeting the core curriculum content standards as measured by student results on Statewide assessment tests;
- (6) the degree of involvement of private entities in the operation and financial support of charter schools, and their participation as members of charter school boards of trustees;
- (7) verification of the compliance of charter schools with applicable laws and regulations;
- (8) student progress toward meeting the goals of the charter schools;
- (9) parent, community and student satisfaction with charter schools;
- (10) the extent to which waiting lists exist for admission to charter schools and the length of those lists;
- (11) the extent of any attrition among student and faculty members in charter schools; and
- (12) the results of the independent study required pursuant to subsection d. of this section.

The evaluation shall include a recommendation on the advisability of the continuation, modification, expansion, or termination of the program. If the evaluation does not recommend termination, then it shall include recommendations for changes in the structure of the program which the commissioner deems advisable. The commissioner may not implement any recommended expansion, modification, or termination of the program until the Legislature acts on that recommendation.

Adopted. L.1995,c.426,s.6, effective January 11, 1996. **Amended.** 2000,c.142,s.3, effective November 2, 2000.

18A:36A-17. Duration of charter grants; revocation; probationary status.

A charter granted by the commissioner pursuant to the provisions of this act shall be granted for a four-year period and may be renewed for a five-year period. The commissioner may revoke a school's charter if the school has not fulfilled any condition imposed by the commissioner in connection with the granting of the charter or if the school has violated any provision of its charter. The commissioner may place the charter school on probationary status to allow the implementation of a remedial plan after which, if the plan is unsuccessful, the charter may be summarily revoked. The commissioner shall develop procedures and guidelines for the revocation and renewal of a school's charter.

Adopted. L.1995,c.426,s.17, effective January 11, 1996.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

18A:36A-17.1. Commissioner's actions relative to possible loss, not granting of charter.

If at any time the commissioner determines that a board of trustees is in jeopardy of losing its charter or an applicant is in jeopardy of not being granted a charter, the commissioner shall so notify the board of trustees or the applicant. The board of trustees or the applicant shall, within 48 hours of receipt of such notification, provide to the commissioner, in writing, a complete list of the names and addresses of all students and staff currently enrolled and working in the school, or in the case of an applicant, a complete list of the names and addresses of all students and staff intending to enroll or work at the school, so the commissioner may send the appropriate notice to the parents or guardians and staff.

Adopted. L.2000,c.142,s.4, effective November 2, 2000.

18A:36A-18. Rules and regulations.

The State Board of Education shall adopt rules and regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate the provisions of this act.

Adopted. L.1995,c.426,s.18, effective January 11, 1996.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

APPENDIX B

NEW JERSEY ADMINISTRATIVE CODE, CHARTER SCHOOLS

N.J.A.C. 6A:11

SUBCHAPTER 1. GENERAL PROVISIONS

6A:11-1.1 Purpose

(a) The purpose of this chapter is to provide the rules to govern the implementation of the Charter School Program Act, N.J.S.A. 18A:36A-1 et seq. The rules define the processes for establishing and operating charter schools; complying with the School Ethics Act (N.J.S.A. 18A:12-21 et seq.); implementing programs; certifying classroom teachers, principals and professional support staff; applying streamline tenure for teaching staff members, janitors and secretaries. The rules for conducting the financial operations of the charter schools are set forth in the finance and business services rules at N.J.A.C. 6A:23-9.

(b) The rules set out the requirements for applying for a charter and operating a school when a charter is awarded by the Commissioner of Education. In addition, these rules affect students who attend the charter schools, the parents and legal guardians of these students, the district boards of education where these students reside, the district boards of education in which the charter schools are physically located and the people who will serve on the boards of trustees and on the staffs of the charter schools.

6A:11-1.2 Definitions

The following words and terms, as used in this chapter, shall have the following meaning, unless the context clearly indicates otherwise.

"Administrator" means an employee of a charter school who:

1. Holds a position which requires a certificate that authorizes the holder to serve as school administrator, principal or school business administrator;
2. Holds a position which requires a certificate that authorizes the holder to serve as supervisor and who is responsible for making recommendations regarding hiring or the purchase or acquisition of any property or services of a charter school; or
3. Holds a position which does not require that the person hold any type of certificate but is responsible for making recommendations regarding hiring or the purchase or acquisition of any property or services by a charter school.

"Annual review" means the yearly assessment by the Commissioner as to whether the charter school is meeting the goals of its charter.

"Application" means the New Jersey Charter School Application which includes, but is not limited to, a description of the areas listed in N.J.S.A. 18A:36A-5 and N.J.A.C. 6A:11-2.1(b).

"Approval for a charter" means an endorsement by the Commissioner following the review of an eligible application by the Department of Education and contingent upon the receipt of necessary documentation in accordance with N.J.A.C. 6A:11-2.1(h).

"Board of trustees" means the public agents authorized by the State Board of Education to supervise and control a charter school.

"Certification" means the endorsement of a person who is employed by a district board of education or a charter school board of trustees to perform duties that are regulated by N.J.A.C. 6A:9 and 6A:23, and N.J.S.A. 18A:26-2.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

"Charter school" means a public school that is operated under a charter granted by the Commissioner, that is independent of the district board of education and that is managed by a board of trustees.

"Contiguous district boards of education" means school districts that comprise a region of residence that all share a common border.

"District of residence" means the school district in which a charter school facility is physically located; if a charter school is approved with a region of residence comprised of contiguous school districts, that region is the charter school's district of residence.

"Eligible applicant" means teaching staff members, parents of children attending the schools of the district board(s) of education, a combination of teaching staff members and parents, or an institution of higher education or a private entity located within the State in conjunction with teaching staff members and parents of children attending the schools of the district board(s) of education.

"Final granting of a charter" means the written notification in which the Commissioner makes the charter effective as a result of all required documentation being submitted by the charter school and approved by the Department of Education in accordance with N.J.A.C. 6A:11-2.1(h), (i) and (j).

"GAAP" means the generally accepted accounting principles established by the Governmental Accounting Standards Board as prescribed by the State Board of Education pursuant to N.J.S.A. 18A:4-14 and N.J.A.C. 6A:23-2.1.

"In-depth interview" means the performance assessment of the founders of a charter school during the application and approval process for a charter.

"Initial recruitment period" means the period during which there are the first outreach efforts by a charter school to a cross section of the community for the application, random selection process (if applicable) and enrollment of students for the next school year.

"Lead person" means the person who performs the organizational tasks necessary for the operation of a charter school. Where a group of individuals shares these organizational tasks, the person designated as responsible for completion of the tasks required by these rules is the lead person.

"Monitoring" means an on-site review at a charter school to corroborate and augment the annual reports and to verify compliance with statutes, regulations and the terms of the charter.

"Non-resident district" means a school district outside the district of residence of the charter school.

"Non-resident student" means a student from a non-resident district attending a charter school.

"Panel of six permanent arbitrators" means the group which shall hear all streamline tenure cases. Three arbitrators shall be chosen by the New Jersey Education Association (NJEA) and three by the New Jersey School Boards Association (NJSBA). All arbitrators shall be from either the permanent panel of arbitrators of the American Arbitrators Association or the permanent panel of arbitrators of the Public Employees Relation Commission (PERC).

"Preparedness visit" means the on-site inspection by Department personnel that gauges readiness for school opening. The preparedness visit shall include a review of program and fiscal documentation and interviews with board of trustee members and staff members of the proposed charter school.

"Region of residence" means contiguous school districts in which a charter school operates and is the charter school's district of residence.

"Renewal" means the granting of the continuation of a charter for a five-year period by the Commissioner following a comprehensive review conducted by the Commissioner.

"Resident student" means a student who resides in the area served by the district board of education that is the same as the district of residence of the charter school.

"Revocation" means the withdrawal of a charter of a school from the board of trustees by the Commissioner.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

"School Ethics Act" means the statute N.J.S.A. 18A:12-21 et seq. designed to set standards to guide the conduct of school officials and ensure maintenance of those standards in order to ensure and preserve public confidence in the integrity of elected and appointed school board members and school administrators.

"School official" means a member of the board of trustees or an administrator of a charter school.

"School year" means July 1 to June 30 of any given academic year. If operating with an extended school year, this term means an alternate fiscal year beginning no later than September 1 and ending no later than August 31 of any given academic year.

"Streamline tenure" means the tenure process for all charter school teaching staff members, janitors and secretaries who are either newly employed in a charter school or who are employed in a charter school while on leave from district boards of education.

"Streamline tenure removal" means the process by which an employee who has obtained streamline tenure can be dismissed or reduced in compensation.

"Structured interview" means the performance assessment of the accomplishments of a charter school during the first three years of its charter for renewal of the charter.

"Waiting list" means the document identifying the names of grade-eligible students with applications to a charter school pending acceptance for the subsequent school year, based upon the order of random selection from a lottery following a recruitment period.

SUBCHAPTER 2. APPLICATION AND APPROVAL, REPORTING, RENEWAL, PROBATION AND REVOCATION, APPEAL AND AMENDMENT PROCESSES

6A:11-2.1 Application and approval process

(a) The Commissioner with the authority of N.J.S.A. 18A:36-1 et seq. may approve or deny an application for a charter after review of the application submitted by an eligible applicant and the recommendation(s) from the district board(s) of education or State district superintendent(s) of the district of residence of the proposed charter school.

(b) An eligible applicant for a charter school shall:

1. Complete the New Jersey Charter School Application which shall be annually disseminated by the Department of Education and which includes a description of the areas listed in N.J.S.A. 18A:36A-5 and a description of the following as each relates to the charter school:

- i. Mission;
- ii. Goals and objectives;
- iii. Needs analysis;
- iv. Founders;
- v. Student discipline policy and expulsion criteria;
- vi. Special populations;
- vii. Transportation;
- viii. Self-evaluation process;
- ix. Insurance;
- x. Timetable; and
- xi. Educational equity and access.

2. If seeking to operate a charter school with a region of residence, the charter school shall:

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

i. Include as founders a teaching staff member or a parent with a child attending a school of the district board of education in accordance with N.J.S.A. 18A:36A-4(a) from each of the contiguous district boards of education that comprise the region; and

ii. Describe its plan to ensure the enrollment of a cross section of the school-age population of the region of residence including racial and academic factors. This plan shall include apportionment of available space from each of the district boards of education that comprise the region of residence.

3. Submit a hand-delivered or mailed copy of the completed application to the Commissioner, the respective county superintendent of schools and the district board(s) of education or State district superintendent(s) of the district of residence of the proposed charter school no later than 4:15 P.M. on March 31. If March 31 falls on a weekend, the application is due no later than 4:15 P.M. on the first subsequent work day.

(c) Following the review of the applications, the Department of Education may request subsequent information as addenda to the applications.

(d) The applicant shall submit addenda to the Department of Education and the district board(s) of education or State district superintendents of the school district(s) of residence of the proposed charter school.

(e) The Department of Education shall evaluate the addenda.

(f) The district boards of education or State district superintendents of the districts of residence of the proposed charter schools shall review the applications and addenda.

1. The recommendations of these district boards of education or State district superintendents shall be forwarded to the Commissioner within 60 days of receipt of the applications.

2. The recommendations of these district boards of education or State district superintendents shall be forwarded to the Commissioner within 30 days of receipt of the addenda.

(g) The Commissioner or designee(s) shall conduct an in-depth interview with each eligible applicant for a charter school.

(h) The Commissioner shall notify eligible applicants regarding approval or denial of applications by September 30. The notification to eligible applicants who are not approved as charter schools shall include reasons for the denials.

(i) The Commissioner may approve an application for a charter which shall be effective when all necessary documents and information are received by the Commissioner. The charter school shall submit on or before the dates specified in the letter of approval the documentation not available at the time of the application submission including, but not limited to, copies of:

1. A directory of the current members of the board of trustees;
2. The bylaws of the board of trustees;
3. The Certificate of Incorporation;
4. The Federal Employer Identification Number;
5. The Credit Authorization Agreement for Automatic Deposits;
6. The lease, mortgage or title to its facility;
7. The certificate of occupancy for "E" (education) use issued by the local municipal enforcing official at N.J.A.C. 5:23-2;
8. The sanitary inspection report with satisfactory rating;
9. The fire inspection certificate with "Ae" (education) code life hazard use at N.J.A.C. 5:70-4;
10. A list of the lead person, teachers and professional support staff;
11. The Authorization for Emergent Hiring Pending Completion of Criminal History Check form or Criminal History Approval letter for each employee of the charter school;

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

12. Evidence of a uniform system of double-entry bookkeeping that is consistent with generally accepted accounting principles (GAAP);
 13. The resolution of the board of trustees naming the Affirmative Action Officer, the Section 504 Officer and the Title IX Coordinator;
 14. Evidence of enrollment of at least 90% of approved maximum enrollment, as verified by student registrations signed by parent/guardian(s); and
 15. Documentation that ensures compliance with all applicable Federal and State regulations and statutes.
- (j) Prior to final granting of the charter, a preparedness visit to prospective charter schools will be conducted by the Department.

(k) Prior to the granting of the charter, the Commissioner shall assess the student composition of a charter school and the segregative effect that the loss of the students may have on its district of residence. The assessment shall be based on the enrollment from the initial recruitment period pursuant to N.J.A.C. 6A:11-4.4(a) and (b). The charter school shall submit data for the assessment:

1. In a format prescribed by the Commissioner; and
2. No later than 4:15 P.M. on January 15.

(l) All statutorily required documentation shall be submitted to the Department of Education by June 30. The final granting of the charter by the Commissioner shall be effective when all required documentation as listed in (i) above is submitted and approved by the Department of Education no later than July 15.

(m) A charter school shall locate its facility in its district of residence or in one of the districts of its region of residence.

6A:11-2.2 Reporting

(a) The board of trustees of a charter school shall submit an annual report no later than 4:15 P.M. on August 1 following each full school year in which the charter school is in operation to the Commissioner, the respective county superintendent of schools and the district board(s) of education or State district superintendent(s) of the district of residence of a charter school. If August 1 falls on a weekend, the annual report is due on the first subsequent work day.

1. The report in a format prescribed by the Commissioner must include, but is not limited to, a description of the following:
 - i. The achievement of the school's mission, goals and objectives of its charter;
 - ii. The efficiency in the governance and management of the school;
 - iii. The attainment of the New Jersey Core Curriculum Content Standards and the delivery of an educational program leading to high student academic achievement;
 - iv. Statewide Assessment Program results and local assessment results of students;
 - v. The degree of parental and community involvement in the school;
 - vi. The school's public relations and outreach efforts; and
 - vii. The student admissions policies and staff recruitment plan.
2. The report must include a copy of the following:
 - i. The resolution of the board of trustees naming the lead person of the charter school;
 - ii. A directory of the current members of the board of trustees;
 - iii. Amendments to the bylaws of the board of trustees adopted during the previous year;
 - iv. A calendar for the upcoming school year; and

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

v. The resolution of the board of trustees naming the Affirmative Action Officer, the Section 504 Officer and the Title IX Coordinator.

3. The board of trustees of a charter school shall make the annual report available to the parents or guardians of the students enrolled in the charter school.

4. The district board(s) of education or State district superintendent(s) of the district of residence of a charter school may submit comments regarding the annual report of the charter school to the Commissioner by October 1.

(b) The board of trustees of a charter school shall submit documentation annually to the Commissioner for approval prior to the opening of school on dates specified by and in a format prescribed by the Commissioner. The documentation shall include, but is not limited to, copies of:

1. A new lease, mortgage or title to its facility;

2. A valid certificate of occupancy for "E" (education) use issued by the local municipal enforcing official at N.J.A.C. 5:32-2;

3. An annual sanitary inspection report with satisfactory rating;

4. An annual fire inspection certificate with "Ae" (education) code life hazard use at N.J.A.C. 5:70-4;

5. A list of the lead person, teachers and professional support staff;

6. The Authorization for Emergent Hiring Pending Completion of Criminal History Check form or Criminal History Approval letter for each employee of the charter school; and

7. Evidence of a uniform system of double-entry bookkeeping that is consistent with generally accepted accounting principles (GAAP).

(c) On an annual basis, the Commissioner shall assess the student composition of a charter school and the segregative effect that the loss of the students may have on its district of residence. The assessment shall be based on the enrollment from the initial recruitment period pursuant to N.J.A.C. 6A:11-4.4(b). The charter school shall submit data for the assessment:

1. In a format prescribed by the Commissioner; and

2. No later than 4:15 P.M. on January 15.

6A:11-2.3 Renewal of charter

(a) The Commissioner may grant a five-year renewal of a charter following the initial four-year charter.

(b) The Commissioner shall grant or deny the renewal of a charter upon the comprehensive review of the school including, but not limited to:

1. A renewal application submitted by a charter school to the Commissioner, the respective county superintendent of schools and the district board(s) of education or State district superintendent(s) of the district of residence of the charter school no later than 4:15 P.M. on October 15 of the last school year of the current charter;

2. The review of a charter school's annual reports pursuant to N.J.A.C. 6A:11-2.2(a);

3. Comments of the annual reports from the district board(s) of education or State district superintendent(s) of the district of residence of the charter school;

4. Student performance on the Statewide Assessment Program pursuant to N.J.A.C. 6A:8-4.1;

5. Monitoring of the charter school by the county superintendent;

6. Monitoring of the charter school by the Commissioner or designee(s);

7. The annual assessments of student composition of the charter school;

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

8. The recommendation of the district board(s) of education or State district superintendent(s) of the district of residence forwarded to the Commissioner within 30 days of receipt of the renewal application; and

9. A structured interview with the Commissioner or designee(s) with:

- i. A member of the charter school board of trustees;
- ii. The lead person of the charter school;
- iii. A teacher at the charter school; and
- iv. A parent or other representative of the charter school.

(c) The Commissioner shall notify a charter school regarding the granting or denial of the renewal on or before February 28 of the last school year of the current charter. The notification to a charter school that is not granted a renewal shall include reasons for the denial.

6A:11-2.4 Probation and revocation of charter

(a) The Commissioner may place a charter school on probationary status for a period of 90 days to allow the implementation of a remedial plan upon a finding that the charter school is not operating in compliance with its charter, statutes or regulations.

1. The Commissioner shall determine the date on which the probationary status will begin and notify the charter school of such date.

2. The charter school must submit a remedial plan to the Commissioner within 15 days from the receipt of the notice of probationary status.

3. The charter school must provide the specific steps that it shall undertake to resolve the condition(s) not fulfilled and/or the violation(s) of its charter.

4. The Commissioner may remove the probationary status of a charter school if the remedial plan is implemented and the causes for the probationary status are corrected.

5. The Commissioner may grant an extension to the probationary status where warranted and extend the probationary period for an additional 90 days if the charter school has implemented its remedial plan but needs additional time to complete the implementation of its corrections.

(b) The Commissioner may revoke a school's charter following review by the Department of Education for one or more of the following reasons:

1. Any condition imposed by the Commissioner in connection with the granting of the charter which has not been fulfilled by the school; or

2. Violation of any provision of its charter by the school.

3. Failure of the remedial plan to correct the conditions which caused the probationary status.

(c) The Commissioner shall notify a charter school in writing of the revocation and may allow a charter school up to a maximum of 60 days from the receipt of the revocation notice from the Commissioner to cease its operations.

6A:11-2.5 Charter appeal process

An eligible applicant for a charter school, a charter school or a district board of education or State district superintendent of the district of residence of a charter school may file an appeal according to N.J.A.C. 6A:4-2.5.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

6A:11-2.6 Amendment to charter

(a) A charter school may apply to the Commissioner for an amendment to the charter following the final granting of the charter.

1. The board of trustees of a charter school shall submit in the form of a board resolution the amendment request to the Commissioner and the district board(s) of education or State district superintendent(s) of the district of residence of a charter school. The amendment request shall:

i. Include the applicable revised pages to the approved New Jersey Charter School Application; and

ii. Be made by October 15 of the previous school year to increase enrollment in the subsequent school year.

2. The amendment shall not change the mission, goals and objectives of a charter school.

(b) The Department of Education shall determine whether the amendments are eligible for approval and shall evaluate the amendments based on N.J.S.A. 18A:36A-1 et seq. and this chapter.

(c) The district board(s) of education or State district superintendent(s) of the district of residence of a charter school may submit comments regarding the amendment request to the Commissioner within 21 days of receipt of the resolution of the board of trustees.

(d) The Commissioner may approve or deny amendment requests of charter schools and shall notify charter schools of decisions. If approved, the amendment becomes effective immediately unless a different effective date is established by the Commissioner.

SUBCHAPTER 3. SCHOOL ETHICS ACT

6A:11-3.1 Board of trustees and administrators

(a) For the purposes of implementation of the Charter School Program Act, the members of the board of trustees of a charter school shall be school officials as defined in the School Ethics Act (N.J.S.A. 18A:12-23). The trustees shall comply with the provisions of the School Ethics Act and the rules promulgated pursuant thereto at N.J.A.C. 6A:28.

(b) Each administrator shall hold the certificate or perform the tasks as defined in N.J.A.C. 6A:11-1.2 and in the School Ethics Act (N.J.S.A. 18A:12-23) and the rules promulgated thereto at N.J.A.C. 6A:28.

(c) Each school official shall file the Financial and Personal/Relative Disclosure Statements annually on or before April 30 or within 30 days of his or her election or appointment in accordance with N.J.A.C. 6A:28-1.5.

(d) Each member of the board of trustees of a charter school shall, during the first year of his or her first term on the board, complete a training program prepared and offered by the New Jersey School Boards Association which shall include in its content instruction relative to the board member's responsibilities under the School Ethics Act in accordance with N.J.A.C. 6A:28-1.6.

SUBCHAPTER 4. PROGRAM IMPLEMENTATION

6A:11-4.1 Local education agency

A charter school shall be a local education agency only for the purpose of applying for Federal entitlement and discretionary funds.

6A:11-4.2 Student records

(a) A district board of education or a State district superintendent shall forward to the lead person of a charter school records of a student transferring to the charter school in accordance with N.J.A.C. 6A:32-7.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

(b) The lead person of a charter school shall forward to the district board of education or the State district superintendent records of a student transferring from the charter school in accordance with N.J.A.C. 6A:32-7.

(c) A charter school shall create, maintain and dispose of student records in accordance with N.J.A.C. 6A:32, Student Records.

6A:11-4.3 Student attendance

A charter school shall record student attendance in the school register during school hours on each day that the school is in session in accordance with N.J.A.C. 6A:32-8.1 (c).

6A:11-4.4 Initial recruitment period

(a) No later than January 15 of subsequent school years, a charter school shall submit to the Commissioner the number of students by grade level, gender and race/ethnicity from each district selected for enrollment from its initial recruitment period for the following school year.

(b) The number of students by grade level from each district selected for enrollment from the initial recruitment period of a charter school is used to establish a per pupil amount for the specific grade level at the charter school rate in accordance with N.J.A.C. 6A:23-9.4.

(c) A charter school may conduct subsequent recruitment and enrollment periods if vacancies remain in its enrollment after the initial recruitment period.

6A:11-4.5 Waiting list

(a) A charter school shall maintain a waiting list for admission of grade-eligible students that:

1. Begins with the close of the annual initial recruitment period and first random selection process and ends with the close of the subsequent school year; and
2. Is divided into two groups: students from the district of residence or region of residence and students from non-resident districts.

(b) During the recruitment period, a charter school shall notify parents that their children's names remain on the waiting list for enrollment for the subsequent school year only.

6A:11-4.6 Age eligibility for kindergarten

(a) A charter school shall enroll a student selected for admission to kindergarten based on the student reaching the age of five in that school year by:

1. October 1 in accordance with N.J.S.A. 18A:38-5; or
2. A date later than October 1 that is established by the district board of education in which the student resides.

6A:11-4.7 Limited English proficient students

A charter school shall provide an enrolled limited English proficient student with all required courses and support services to meet the New Jersey Core Curriculum Content Standards for high school graduation in accordance with N.J.S.A. 18A:7A-4 and 18A:7A-5 and N.J.A.C. 6A:15.

6A:11-4.8 Students with educational disabilities

A charter school shall provide an enrolled student with educational disabilities with a free, appropriate public education in accordance with the Individuals with Disabilities Education Act, Part B (IDEA--B) at 20 U.S.C. §§ 1400 et seq., 34 C.F.R. 300 et seq., N.J.S.A. 18A:36A-11(b) and N.J.A.C. 6A:14.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

6A:11-4.9 Home instruction for students

A charter school shall provide home instruction due to temporary illness or injury for an enrolled student in accordance with N.J.A.C. 6A:16-10.1.

6A:11-4.10 Pupil transportation

In accordance with N.J.S.A. 18A:36A-13 and N.J.A.C. 6A:27-3.1, a district board of education shall provide transportation or aid in lieu of transportation to a student in kindergarten through grade 12 who attends a charter school.

6A:11-4.11 Board of trustees and Open Public Meetings Act

(a) A charter school shall constitute its board of trustees no later than April 15 of the year in which its application is approved.

(b) The board of trustees of a charter school shall operate in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq.

(c) The board of trustees shall send a copy of all meeting notices and meeting minutes to the respective county superintendent of schools.

(d) The board of trustees shall include a report on changes in student enrollment in the monthly minutes.

6A:11-4.12 Equity in education

A charter school shall comply with all applicable laws and regulations governing equity in education including, but not limited to: N.J.S.A. 18A:36-20, N.J.S.A. 10:5-1 et seq., N.J.A.C. 6A:7, Titles VI and VII of the Civil Rights Act of 1964 at 42 U.S.C. §§ 2000d et seq. and 2000e et seq., respectively, Title IX of the Education Amendments of 1972 at 20 U.S.C. §§ 1681 et seq., Section 504 of the Rehabilitation Act of 1973 at 29 U.S.C. § 792, the Americans with Disabilities Act of 1990 at 42 U.S.C. §§ 12101 et seq. and the Individuals with Disabilities Education Act (IDEA--B) of 1997 at 20 U.S.C. §§ 1400 et seq., and 34 C.F.R. 300 et seq.

6A:11-4.13 Financial operation of a charter school

A charter school shall be subject to the provisions of the finance and business services rules, N.J.A.C. 6A:23.

SUBCHAPTER 5. CERTIFICATION REQUIREMENTS FOR STAFF

6A:11-5.1 Certification

(a) All classroom teachers, principals and professional support staff employed by the board of trustees of a charter school shall hold appropriate New Jersey certification in accordance with N.J.A.C. 6A:9-5.1.

(b) The board of trustees of a charter school shall employ or contract with:

1. A lead person or another person who holds a New Jersey standard school administrator or supervisor certificate or a New Jersey standard or provisional principal certificate in accordance with N.J.A.C. 6A:9-8.6 to direct and guide the work of instructional personnel including, but not limited to, the supervision and evaluation of staff and the development and implementation of curriculum; and

2. A person who holds a New Jersey standard or provisional school business administrator certificate in accordance with N.J.A.C. 6A:9-12.7 and 6A:23-9.3 to oversee fiscal operations of the charter school.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

SUBCHAPTER 6. STREAMLINE TENURE

6A:11-6.1 Tenure acquisition

All teaching staff members, janitors and secretaries shall acquire streamline tenure in a charter school after three consecutive academic years, together with employment at the beginning of the next succeeding academic year, in accordance with the tenure acquisition criteria as set forth in N.J.S.A. 18A:28-5(b), 18A:28-6 and 18A:17-2(b)2.

6A:11-6.2 Filing of and response to tenure charges

(a) Once streamline tenure is acquired, an employee of a charter school shall not be dismissed or receive reduced compensation except for inefficiency, incapacity, conduct unbecoming or other just cause.

(b) In all instances of the filing and certification of streamline-tenure charges, except inefficiency, the following procedures and timelines shall be observed:

1. The lead person of the charter school shall file written charge(s), executed under oath, accompanied by a supporting statement of evidence with the board of trustees.

2. The board of trustees shall transmit the charge(s) to the affected streamline-tenured employee within three work days of the date that they were filed with the board of trustees. Proof of mailing or hand delivery shall constitute proof of transmittal.

3. The affected tenured employee shall have the opportunity to respond to the charge(s) in a written statement of position and a written statement of evidence, both of which shall be executed under oath and submitted to the board of trustees within 15 days of receipt of the streamline-tenure charge(s).

4. Upon receipt of the affected employee's response, the board of trustees shall determine within 30 days whether there is probable cause to credit the evidence in support of the charge(s) and whether such charge(s), if credited, are sufficient to warrant a dismissal or reduction of compensation.

5. The board of trustees must notify, in writing, the affected employee of its determination within 15 days. Proof of mailing or hand delivery shall constitute proof of notice.

6. If the board of trustees determines that there is probable cause to credit the charge(s), the board of trustees shall certify the charge(s) to the Commissioner.

7. If the affected employee wishes to contest the certified charge(s) filed against him or her, he or she shall do so in writing to the Commissioner within 15 days of receipt of the board of trustees' determination.

(c) In instances of the filing and certification of streamline-tenure charges for inefficiency, the following procedures and timelines shall be observed:

1. The lead person of the charter school shall file written charge(s), executed under oath, accompanied by a supporting statement of evidence with the board of trustees.

2. The board of trustees shall transmit the charge(s) to the affected streamline-tenured employee within three work days of the date that they were filed with the board of trustees. Proof of mailing or hand delivery shall constitute proof of transmittal.

3. Upon completion of the 90-day corrective action period, the lead person of the charter school shall notify the board of trustees in writing whether the inefficiencies were corrected.

4. The board of trustees shall transmit the notification to the affected streamline-tenured employee within three work days of the date that it was noticed. Proof of mailing or hand delivery shall constitute proof of transmittal.

5. The affected tenured employee shall have the opportunity to respond to the charge(s) in a written statement of position and a written statement of evidence, both of which shall be executed under oath and submitted to the board of trustees within 15 days of receipt of the inefficiency charge(s).

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

6. Upon receipt of the affected employee's response, the board of trustees shall determine within 30 days whether there is probable cause to credit the evidence in support of the charge(s) and whether such charge(s), if credited, are sufficient to warrant a dismissal or reduction of compensation.

7. The board of trustees must notify, in writing, the affected employee of its determination within 15 days. Proof of mailing or hand delivery shall constitute proof of notice.

8. If the board of trustees determines that there is probable cause to credit the charge(s), the board of trustees shall certify the charge(s) to the Commissioner.

9. If the affected employee wishes to contest the certified charge(s) filed against him or her, he or she shall do so in writing to the Commissioner within 15 days of receipt of the board of trustees' determination.

6A:11-6.3 Arbitration

(a) If the streamline-tenured employee contests the charge(s), an arbitrator from a panel of six permanent arbitrators shall be assigned by the Commissioner to determine the case. All employees who acquire streamline tenure in a charter school shall be subject to dismissal or a reduction in compensation only upon the determination of an arbitrator.

1. Arbitrators on the panel shall be listed in alphabetical order and assigned to hear streamline tenure cases on a rotating basis in the order that cases are filed with the Commissioner's office.

2. The hearing shall be held before the arbitrator within 30 days of the Commissioner's assignment of the arbitrator to the case.

3. All necessary discovery procedures shall be completed 15 days prior to the hearing. At least 10 days prior to the hearing, information and witness lists shall be exchanged between the parties.

4. The arbitrator shall render a decision within 20 days of the closing of the hearing.

(b) The decision of the arbitrator is final and binding and cannot be appealed to either the Commissioner or the State Board of Education. Said decision shall be subject to judicial review and enforcement as provided pursuant to N.J.S.A. 2A:24-7 through 24-10.

(c) The board of trustees of the charter school shall forward arbitration decisions to the State Board of Examiners.

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APPENDIX C

**NEW JERSEY ADMINISTRATIVE CODE,
STUDENT TRANSPORTATION
N.J.A.C. 6A:27
Adopted December 2000**

SUBCHAPTER 3. CHARTER SCHOOL TRANSPORTATION

6A:27-3.1 General provisions

- (a) Transportation or aid in lieu of transportation shall be provided to charter school students pursuant to N.J.S.A. 18A:39-1 et seq. A charter school shall be considered a public school offering a specialized program.
- (b) The transportation of students to and from a charter school shall be the responsibility of the board of education of the school district in which each student resides. Students who reside less than remote from their charter school are eligible for transportation in accordance with the policies of the district board of education in which they reside.
- (c) Eligible students shall receive transportation or aid in lieu of transportation based upon the date of receipt of the applications for charter school transportation by the district boards of education in which the students reside.
- (d) Charter school students who reside in the district or region of residence in which the charter school is located shall be provided with transportation in the same manner as transportation is provided to other public school students residing within the district in which the charter school students reside.
- (e) The expenditure for the transportation of charter school students who reside outside of the district or region of residence in which the charter school is located is limited to the annual nonpublic school maximum statutorily established expenditure per student in accordance with N.J.S.A. 18A:39-1.
- (f) Transportation shall be provided to students in accordance with the charter school calendar.

6A:27-3.2 Eligibility requirements

- (a) Students in kindergarten through grade eight who reside more than two miles and students in grades nine through 12 who reside more than two and one-half miles from the charter school that they attend are eligible for transportation services.
- (b) Special education students attending a charter school shall be eligible for transportation services if they meet the distance requirements of (a) above, or transportation is required in the student's Individualized Education Program (IEP).

6A:27-3.3 Transportation within the district or region of residence

Eligible charter school students who reside in the district or region of residence in which the charter school is located shall be provided transportation on the same terms and conditions as transportation is provided to students attending other public schools located within the district in which the charter school student resides.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION
DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.

6A:27-3.4 Transportation outside the district or region of residence

(a) Eligible charter school students who reside outside of the charter school's district or region of residence shall be provided transportation services within the annual nonpublic school maximum statutorily established expenditure per student in accordance with N.J.S.A. 18A:39-1.

1. If the cost of transportation exceeds the maximum allowable expenditure, then the parents or legal guardians of each student may choose to pay the amount in excess of the annual maximum, or they shall be entitled to the maximum allowable expenditure as aid in lieu of transportation. The parents or legal guardians of each student shall notify the district board of education in which the student resides, in writing, of their choice of paying the additional amount or of receiving aid in lieu of transportation. If the parents or legal guardians of the student do not submit a written request for transportation services to the district board of education within seven days of receipt of the district's notice, then the student shall not be transported, but the parents or legal guardians shall be entitled to the annual maximum allowable expenditure in lieu of transportation.

2. Once the parents or legal guardians of each student notify the district boards of education in which the students reside that they agree to pay the amount over the annual maximum statutorily established amount, the parents or legal guardians are no longer entitled to receive aid in lieu of transportation for that school year.

3. The payment of aid in lieu of transportation may be adjusted when the request for transportation is received after the start of the charter school's year, or when the student withdraws from the charter school before the close of the charter school's year.

4. District boards of education shall pay aid in lieu of transportation to the parents or legal guardians of eligible charter school students for each half of the academic year. Payment shall be made after the certification form verifying attendance is submitted by the lead person of the charter school and the voucher for payment is properly completed and returned by the parents or legal guardians to the district boards of education in which the students reside. District boards of education shall not be required to pay aid in lieu of transportation when the voucher for payment is received after the close of the fiscal year.

(b) District boards of education shall not be required to bid for transportation services but may instead pay aid in lieu of transportation when the request for transportation is received after the start of the school year.

6A:27-3.5 Responsibilities of district boards of education

(a) District boards of education shall determine eligibility and provide transportation or aid in lieu of transportation to eligible charter school students.

(b) District boards of education shall establish policies and procedures for the provision of charter school transportation in excess of the maximum statutorily established nonpublic school per student expenditure pursuant to N.J.S.A. 18A:39-1.

(c) By August 1, the board of education of the school district in which each student resides shall notify the parents or legal guardians and the lead person of the charter school regarding the determination of the request for transportation services.

(d) District boards of education shall submit the Charter School Certification of Attendance forms, as prescribed by the Commissioner of Education, to the charter school for the January and May certifications.

(e) District boards of education shall send the Request for Payment of Transportation Aid voucher to the parents or legal guardians of eligible charter school students for the first and second semester aid in lieu of transportation payments.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

6A:27-3.6 Responsibilities of the charter school administrator

(a) The lead person of the charter school shall notify the district board of education in which each student resides of the need for transportation. Notification shall be given by March 15 preceding the school year in which transportation services are to be provided, or at the time of each student's registration in the charter school if such registration occurs after March 15. This notification shall be submitted on the form prescribed by the Commissioner of Education and shall include the student's name, address, grade, one-way mileage from the student's home to the charter school and the name of the last school of attendance, if any. A late application shall be any request received by the district board of education after March 15.

(b) The lead person of the charter school shall submit the school calendar to all district boards of education responsible for providing transportation services for their students by May 15 preceding the school year in which transportation is being requested.

(c) In January and May of each year, the lead person of the charter school shall certify, on forms prescribed by the Commissioner of Education, that the students were enrolled for each semester of the academic year. The certification forms shall be returned to the district board of education in which each student resides as prescribed by the board.

(d) The lead person of the charter school shall immediately notify the district boards of education in which the students reside when a student eligible for transportation or aid in lieu of transportation has a change in address or withdraws from the charter school.

6A:27-3.7 Responsibilities of the parents or legal guardians

(a) At the time of enrollment in a charter school, it shall be the responsibility of the parents or legal guardians of a charter school student to provide the lead person of the charter school with the student's name, address, grade, one-way mileage from the student's home to the charter school and the name of the last school of attendance, if any.

(b) When a student lives outside of a charter school's district or region of residence, the parents or legal guardians of that student shall notify the district board of education in which the student resides, in writing, of their choice of paying the amount in excess of the maximum statutorily established nonpublic school per student expenditure, or receiving aid in lieu of transportation.

1. If the parents or legal guardians of the charter school student do not submit a written request for transportation services, then the student shall not be entitled to transportation, but the parents or legal guardians shall receive the annual maximum statutorily established amount in lieu of transportation.

2. The student's parents or legal guardians who choose to pay for transportation shall do so in the manner prescribed by the district board of education in which the student resides.

3. The student's parents or legal guardians receiving aid in lieu of transportation shall submit a Request for Payment of Transportation Aid voucher to the district board of education in which the student resides in the manner prescribed by the board in order to receive aid in lieu of transportation.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

**DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

APPENDIX D

Section 9

Founders Statement of Interest Template

Proposed Charter School Name: _____

Date

Founder Name

Title/Affiliation

Address

City, State Zip

Dear Commissioner Davy:

(Enter Text Here)

Sincerely,

Founder's Signature

If you are a qualifying founder, please check the appropriate box:

☐ Certified NJ Teacher ☐ Parent of a school aged child in the district/region of residence

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

APPENDIX E

FREQUENTLY ASKED QUESTIONS

PURPOSE AND ORGANIZATION

What is a charter school?

A charter school is a public school open to all students on a space-available basis that operates independently of the district board of education under a charter granted by the Commissioner. Once the charter is approved by the Commissioner, the school is governed by a board of trustees deemed to be public agents authorized by the State Board of Education to supervise and control the school. A charter school is a body corporate and politic with all powers necessary for carrying out its charter program.

Is a charter school considered a local education agency (LEA) in New Jersey?

A charter school is a local education agency (LEA) only for the purpose of applying for federal entitlement and discretionary funds as per *N.J.A.C. 6A:11-4.1*.

How many charter schools are operational and where are they located?

There are a total of 68 approved charter applications. For the 2008-2009 school year, 62 charter schools are serving more than 17,000 students. Six new charter schools are scheduled to open in September 2009.

What is the relationship between the charter school and the district board of education where the charter school is established?

The charter school operates independently of the district board of education; however, funding for the charter school comes from the state and local taxpayers through the district board of education.

Is transportation provided for charter school students?

Yes, transportation to and from a charter school is provided for students who reside in the district of residence or region of residence of the charter school on the same terms and conditions as transportation is provided to students attending the schools of the district board(s) of education. *The New Jersey Administrative Code, Student Transportation* section outlines specific procedures and responsibilities regarding the transportation of students from the district of residence or region of residence, as well as non-resident students. The code addresses charter school transportation at *N.J.A.C. 6A:27-3*. In addition, transportation may be provided to students with disabilities as required by each individual education program (IEP).

Are charter schools required to meet all public school regulations?

Yes, however, the Charter School Program Act of 1995 (*N.J.S.A. 18A:36A*) specifically exempts charter schools from public school facility regulations except those pertaining to the health and safety of the students. The act also provides that the board of trustees of the charter school may request, from the Commissioner, waivers from other state regulations concerning public schools,

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

except those pertaining to assessment, testing, civil rights, special education and student health and safety.

What is the district of residence as it applies to a charter school?

The district of residence is the municipality of the district board of education in which a charter school facility must be physically located.

May a charter school operate with a region of residence?

Yes, region of residence is defined as the contiguous municipalities of the district boards of education in which a charter school operates. Contiguous district boards of education means school districts that comprise a region of residence that all share a common border. The charter school facility must be physically located in one of the municipalities. If operating with a region of residence, a charter school must include as founders a teaching staff member or a parent with a child attending a school of the district board of education or a charter school from each of the contiguous district boards of education that comprise the region. If a charter school is approved with a region of residence, that region is the charter school's district of residence as outlined in the *New Jersey Administrative Code, Charter Schools* (Appendix B).

May a charter be amended?

Yes, after the final granting of the charter, a charter school may apply for an amendment to the charter by means of a board resolution sent to the Commissioner and respective districts. After reviewing the amendment request, the Commissioner approves or denies the request after at least 21 days, allowing the respective district(s) to review the amendment and submit comments to the Commissioner. The amendment may not change the mission, goals, or objectives of the charter. The amendment is not effective until approved by the Commissioner. A request for an amendment to increase enrollment must be made by **October 15** of the previous school year.

What is the term of the charter?

The Commissioner grants an initial charter for a four-year period. The charter can then be renewed for additional five-year periods.

How is a charter renewed?

A charter school submits a renewal application to the Commissioner initially during its fourth year of operation, subsequently every five years. The renewal process involves a comprehensive review including, but not limited to, a renewal application, on-site visit, annual reports, student performance on the statewide assessments and other assessments, monitoring by the county superintendent and the Commissioner's designees, comments from the district of residence or districts in the region of residence, the annual assessments of student composition and a substantive in-depth interview.

May an existing private or parochial school become eligible as a charter school?

No, a private or parochial school is not eligible for charter school status.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

May an existing public school become a charter school?

Yes, the Charter School Program Act of 1995 specifically provides for the conversion of existing public schools to charter school status. For a public school to apply for charter school status, at least 51 percent of the teaching staff in the school and at least 51 percent of the parents or guardians of students attending the school must sign petitions in support of the school becoming a charter school. There are currently no conversion charter schools in New Jersey.

Will charter school students be permitted to participate in extracurricular activities in the district boards of education in which they reside?

A district board of education may permit charter school students to participate in the home district's extracurricular activities. The governing body that makes such determinations for interscholastic athletic activities is the New Jersey State Interscholastic Athletic Association.

May a charter school require parental participation (i.e. mandatory volunteer hours)?

No, a charter school cannot require parents or guardians to volunteer hours or require them to sign contracts to commit time and/or resources. However, the charter school may encourage parental involvement.

APPLICATION PROCESS

What is the anticipated time-frame for submission and approval of the 2009 New Jersey Charter School Application?

The following time-frame is established for the 2009 Charter School Application:

- The Financial Data Request (FDR) must be received by the New Jersey Department of Education no later than **January 31, 2009**.
- The application must be received no later than 4:15 p.m. on **March 31, 2009**.
- Each district board(s) of education or state district superintendents of a district may submit its recommendation to the Commissioner no later than **May 31, 2009**.
- The Commissioner will notify eligible applicants regarding approval or denial of applications by **September 30, 2009**.

What is the procedure for submission of the application?

The application must be submitted to the following and in the quantities below. Failure to do so will result in the application being disqualified.

Original and three copies to:

- New Jersey Department of Education

One copy each for:

- Respective county superintendent of schools; and
- District board(s) of education and/or state district superintendents of the district or region of residence

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

A receipt must be obtained from the respective county superintendent and district board(s) of education and submitted to the New Jersey Department of Education. Receipts are included in the application booklet.

What is the charter school application review process?

Applications are first reviewed for completeness and eligibility. Applications are then reviewed by an independent panel of readers and staff from the Office of Charter Schools. The NJDOE may request subsequent information as addenda to the applications and will evaluate the addenda. The district boards of education and state district superintendents of the districts of residence or regions of residence of the proposed charter schools will review the applications and addenda, if applicable. The recommendations of these district boards of education and/or state district superintendents must be forwarded to the Commissioner within 60 days of receipt of the applications and within 30 days of receipt of any addenda.

The Commissioner, with the authority of the *Charter School Program Act of 1995*, will approve or deny an application for a charter by September 30, 2009. This approval and/or denial comes after a review of the application submitted by an eligible applicant and the recommendation(s) from the district(s) boards of education and/or state district superintendents of the district of residence or region of residence of the proposed charter school and the in-depth interview process.

What is the approval process for a charter school?

There is a two-stage approval process for a charter school. The Commissioner will notify successful, eligible applicants that the charter school application is approved by September 30, 2009. The final granting of the charter by the Commissioner is effective when all required documentation pursuant to *N.J.A.C. 6A:11-2.1(h-j)* is submitted and approved by the NJDOE by the dates specified in the letter of approval. All required documentation is due by June 30 and the final granting of the charter will be decided by July 15.

What assistance will be provided by the New Jersey Department of Education to prospective charter school applicants?

The NJDOE will conduct one technical assistance session for prospective charter school applicants on January 5, 2009. The purpose of this session will be to review the *Charter School Program Act of 1995* and provide an overview of the **2009 New Jersey Charter School Application**. Complete information on the session is found on the last page of the **2009 New Jersey Charter School Application**.

FOUNDERS

Who may establish a charter school?

A charter school may be established by teaching staff members, parents with children residing in the municipality of the district board(s) of education or a charter school in that municipality. A charter school may also be established by a combination of teaching staff members and parents. In addition, an institution of higher education or a private entity located within the state, in conjunction with teaching staff members and parents with children attending the schools of the

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

district board(s) of education or a charter school, may establish a charter school. However, a private entity cannot constitute a majority of the board of trustees of a charter school, cannot realize a net profit from operating a charter school and cannot use its name in the name of a charter school.

Do teaching staff members who are founders of a charter school have to be from the district where the charter school is to be located and do they have to be currently employed?

To be a founder, a teaching staff member does not have to be employed by the district of residence or a district of the region of residence of the charter school. However, for a teaching staff member to be considered as a founder, he/she must be currently employed in the profession and hold a New Jersey teaching certificate. If the teaching staff member is not employed in the district or region of residence, he/she must live in the district or region of residence to be considered a founder.

If seeking to operate a charter school with a region of residence, must the charter school have a teaching staff member or parent from each of the district boards of education in its region of residence as founders?

Yes, the charter school must include as founders a certified teaching staff member or parent with a child(ren) residing in the district or attending a charter school from each of the contiguous district boards of education that comprise its region of residence.

May a founder serve on the board of trustees?

Yes, a founder may serve on the board of trustees of the charter school.

May a founder be employed by the charter school?

Yes, a founder may be an employee of the charter school; however, a board member must wait a specific period of time before he or she can be employed at the charter school. If considering school employment, a board member should seek legal advice.

GOVERNANCE STRUCTURE

May the lead person of the charter school serve on the board of trustees?

Yes, the lead person may serve on the board of trustees but only as an ex officio (non-voting) member.

Is there any limitation regarding members of the board of trustees?

Paid employees or paid consultants of the charter school, as well as anyone doing business with the charter school and receiving payment, may not serve on the board of trustees as voting members.

May members of the board of trustees reside outside of the district of residence or region of residence?

The qualifications for board of trustee members must be outlined in the *2009 New Jersey Charter School Application* and approved by the Commissioner.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Must a charter school's governance structure include a treasurer?

Yes, the charter school's governance structure must include a paid or unpaid treasurer. If the treasurer is a member of the board of trustees, he/she may not be a voting member.

Must the board of trustees of a charter school operate in accordance with the Open Public Meetings Act?

Yes, once constituted, the board of trustees of a charter school must operate in accordance with the *Open Public Meetings Act* (N.J.S.A. 10:4-6 et seq.).

Must members of the board of trustees complete an approved training program?

Yes, each member of the board of trustees must, at a minimum, complete a training program offered by the New Jersey School Boards Association. This training must be completed during the member's first year of the first term on the board.

What is the role of the advisory grievance committee of a charter school?

In accordance with the *Charter School Program Act of 1995*, the board of trustees must establish an advisory grievance committee consisting of only parents and teachers who are selected by the parents and teachers of the charter school. The committee addresses complaints alleging violations of the act and makes nonbinding recommendations to the board of trustees concerning the disposition of complaints.

How will parents and community groups be involved in the planning and operation of a charter school?

The *Charter School Program Act of 1995* requires charter schools to provide a description of the procedures to be implemented to ensure significant parental involvement in the operation of the school as part of the **2009 New Jersey Charter School Application**. The act also requires that the applicant provide information on the manner in which community groups will be involved in the charter school planning process. Parents and representatives of community organizations may be involved as founders and members of the board of trustees of a charter school.

Are charter schools subject to the finance and business service code, N.J.A.C. 6A:23?

Yes, charter schools must adhere to all regulations outlined in the finance and business services code.

ADMISSION POLICY

Who may attend a charter school?

A charter school must be open to all students on a space-available basis. If there is a greater number of qualified applicants who seek enrollment than there are spaces available, the charter school is required to use a random selection process (lottery). Preference is given to students from the district of residence or region of residence before non-resident students may be admitted.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Must a student be registered in the school district to be considered for admission to enroll in a charter school?

Yes, a student must first be registered in the school district in order to be enrolled in a charter school.

Must preference for admission be given to the students in the district of residence or region of residence?

Yes, preference for enrollment in a charter school must be given to students who reside in the district or region of residence.

How will students be admitted to the charter school?

The charter school may not discriminate in its admission policies or practices on the basis of intellectual or athletic ability, measures of achievement or aptitude, status as a handicapped person, proficiency in the English language or any other basis that would be illegal if used by a district board of education. The charter school's admissions policy must, to the maximum extent practicable, seek the enrollment of a cross-section of the community's school-age population including racial and academic factors.

How is "reasonable criteria" to evaluate prospective students defined?

A charter school may establish reasonable criteria to evaluate prospective students. The criteria must be outlined in the **2009 New Jersey Charter School Application** and approved by the Commissioner. However, information gained through any of these processes may not be used to admit or screen out prospective students.

Will any students be given preference for admission to a charter school?

Yes, the *Charter School Program Act of 1995* requires a charter school to give enrollment preference to students who reside in the district of residence or region of residence of the charter school. The act also requires a charter school to allow students who are currently enrolled to continue enrollment in the next school year in the appropriate grade level, unless the appropriate grade is not offered at the charter school. A charter school may give enrollment priority to siblings of enrolled students if indicated in the charter application.

May a charter school recruit students from its district of residence or region of residence concurrently with students from non-resident district boards of education?

Yes, a charter school may recruit students from its district of residence or region of residence concurrently with students from non-resident district boards of education. Should there be more applications than spaces available and a random selection process is needed at the conclusion of the recruitment period, the applications for students from the district of residence or region of residence must be separated from applications for students from non-resident district boards of education. Preference for admission must be given to the students from the district of residence or region of residence.

What is the random selection process (lottery) and when must it be used.

A random selection process (lottery) is one that places all eligible applicants per grade level into one pool and then selects applicants in a nondiscriminatory manner. This process must be

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

activated during each enrollment period when the number of eligible applicants exceeds the number of enrollment slots available for a grade level. There must be a separate lottery for resident and non-resident students.

When must a charter school conduct its initial recruitment period?

If a charter application is approved in September 2009, and the school plans to open in September 2010, the initial recruitment numbers must be submitted to the Commissioner no later than April 15, 2010. A charter school must submit to the Commissioner, in the prescribed format, the number of students by grade level from each district selected for enrollment from its initial recruitment period for the following school year. If a school elects to take a planning year, enrollment information must be submitted to the Commissioner in the prescribed format no later than January 15, 2010. In subsequent school years, enrollment information will be submitted yearly on January 15.

What is a waiting list and how long does a charter school maintain a waiting list?

A charter school develops a waiting list to identify the names of grade-eligible students with applications to a charter school pending acceptance for the subsequent school year based upon the order of random selection from a lottery following a recruitment period. The waiting list begins with the close of the annual initial recruitment period and first random selection process and ends with the close of the school year. The waiting list is divided into students from the district of residence or region of residence and students from non-resident districts. During recruitment periods, a charter school must notify parents that their children's names remain on the waiting list for enrollment for the school year only and they must reapply for subsequent school years.

If a charter school does not fill all spaces available as a result of the initial recruitment period, may a charter school conduct additional recruitment periods?

Yes, a charter school may conduct additional recruitment periods until all spaces available are filled. However, each recruitment period must have specific opening and closing dates and a random selection process (lottery) must be conducted at the end of each enrollment period, if needed.

Is there a deadline for age eligibility for a student to enter kindergarten in a charter school?

Yes, a charter school must enroll a student selected for admission to kindergarten based on the student reaching the age of five in that school year by:

- October 1 in accordance with *N.J.S.A. 18A:38-5*; or
- A date earlier than October 1 that is established by the district board of education in which the student resides.

Are students with educational disabilities, English language learners (ELL) and at-risk students eligible to attend a charter school?

A charter school is a public school open to all students. Students with educational disabilities, ELLs or at-risk students are eligible to attend a charter school on the same basis as all other students. The Charter School Program Act of 1995 provides that any categorical aid attributable to students be paid to the charter school. It also requires charter schools to comply with current

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

law and regulation regarding the provision of services to students with educational disabilities, ELLs or at-risk students. Charter schools may not inquire as to any student disabilities prior to enrollment.

May a student withdraw from a charter school?

Yes, a student may withdraw from a charter school at any time and have his/her records transferred to the district board of education, state district superintendent, another charter school or a private school. However, a charter school may not suggest, imply, or require parents to withdraw students from a charter school.

May a charter school expel a student?

Yes, a student may be expelled from a charter school. The charter school must comply with the current regulations regarding expulsion and due process including *N.J.S.A. 18A:37* and *N.J.A.C. 6A:16*.

EDUCATIONAL PROGRAM

How specific should the educational program be in the application?

The educational program must provide detail regarding the charter school's educational philosophy and describe, in detail, the innovative strategies for teaching and learning that will promote high student achievement. The education program must clearly indicate how the school will address all nine Core Curriculum Content Standards.

How does the federal No Child Left Behind Act (NCLB) affect New Jersey charter schools?

New Jersey charter schools are public schools; therefore, all *NCLB* requirements are applicable. Additional information may be found on the federal *NCLB* Web site at <http://www.ed.gov/nclb/landing.jhtml?src=ln> and the New Jersey Department of Education's Web site at <http://www.state.nj.us/education>.

Will a charter school be required to implement the New Jersey Core Curriculum Content Standards?

Yes, the *Charter School Program Act of 1995* requires charter schools to meet the same academic performance standards as established by law and regulation for all public school students.

Is inclusion permitted for students with educational disabilities in charter schools?

Yes, inclusion is encouraged for students with educational disabilities in all public schools. The charter school must make available the educational program as prescribed by a student's Individualized Education Program (IEP) that provides for a free, appropriate public education in the least restrictive environment.

Are charter schools required to hire a Child Study Team?

Yes, a charter school is required to hire a Child Study Team which must include a school psychologist, a learning disabilities teacher-consultant and a school social worker (see *N.J.A.C. 6A:14-3.1*). In addition, a charter school may need to hire specialists in the area of disability

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

which may include, but are not limited to, speech-language specialists, occupational therapists and physical therapists. The child study team must be hired by the charter school on either a full- or part-time basis and meet all requirements of *N.J.A.C. 6A:14*. Charter schools may not hire child study team members as consultants.

STUDENT ASSESSMENT

Do charter schools need to participate in the statewide assessment program?

Yes, charter schools must participate in the required statewide assessment program and will be monitored to assure compliance with statute and regulations concerning assessment and testing. In addition, all charter schools must comply with federal and state *NCLB* regulations and participate in the National Assessment of Educational Progress (NAEP) testing if selected.

Will charter schools be required to meet the academic performance standards required of public schools?

Yes, the *Charter School Program Act of 1995* requires all charter school students to meet the same testing and academic performance standards as established by law and regulation for public school students. A charter school will also identify in its **2009 New Jersey Charter School Application** any nonmandated tests and/or assessment measures that will be implemented.

CHARTER SCHOOL STAFF

Who is considered an administrator in a charter school?

An administrator is an employee of a charter school who:

- Holds a position which requires a New Jersey certificate that authorizes the holder to serve as chief school administrator, principal or school business administrator; or
- Holds a position which requires a New Jersey certificate that authorizes the holder to serve as supervisor and who is responsible for making recommendations regarding hiring or the purchase or acquisition of any property or services of a charter school; or
- Holds a position which does not require that the person hold any type of New Jersey certificate but is responsible for making recommendations regarding hiring or the purchase or acquisition of any property or services by a charter school.

Must the lead person of a charter school hold a New Jersey chief school administrator, principal or supervisor certificate?

No, a charter school lead person does not need to hold a New Jersey chief school administrator or principal certificate. However, a charter school must employ or contract with someone who holds a New Jersey chief school administrator, principal or supervisor certificate in order to direct instruction and evaluate staff.

Must all professional staff be certified?

Yes, all classroom teachers, principals and professional support staff employed by a charter school must hold appropriate New Jersey certification in accordance with *N.J.A.C. 6A:9*. The fiscal operations of the charter school must be overseen by a person who holds a New Jersey standard or provisional school business administrator certificate in accordance with

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

N.J.A.C. 6A:9. Charter schools may share the services of a certified school business administrator.

Must all charter school employees undergo a criminal background check?

Yes, all employees of the charter school must go through a criminal background check as per *N.J.S.A. 18A:6-7.1 et seq.*, *N.J.S.A. 18A:39-19.1* and *N.J.S.A. 18A:6-4.13 et seq.* Prospective employees are responsible for all costs for fingerprinting.

Must a charter school employ a school nurse?

Yes, a school nurse must be employed in accordance with *N.J.A.C. 6A:16*. He/she must hold a New Jersey school nurse certificate.

May a person holding a Certificate of Eligibility with Advanced Standing or a Certificate of Eligibility teach?

A person holding a Certificate of Eligibility with Advanced Standing or a Certificate of Eligibility may be hired. The candidate cannot teach students until appropriate paperwork for the Provisional Teacher Program is filed by the charter school with fees paid to the Office of Licensure and Credentials, New Jersey Department of Education.

Must teaching staff members meet the NCLB requirements for highly qualified teachers?

Yes, charter school staff must meet applicable *NCLB* requirements for highly qualified teachers (HQT) and charter schools should only hire employees who meet *NCLB* requirements.

How can a district school employee be part of a charter school?

Teaching staff members can be part of the founding group seeking to establish a charter school. In a currently existing district school, teaching staff members can be part of the 51 percent of teaching staff necessary to enable the district school to convert to charter school status. A district employee can request a leave of absence of up to three years from a district board of education's superintendent in order to work in a charter school. The district must not unreasonably withhold approval for the requested leave of absence.

What happens if a district employee leaves or is dismissed from a charter school while on leave of absence from a district board of education?

A district employee who leaves or is dismissed from a charter school during his/her leave of absence has the right to return to the employee's former position in the district which granted the leave of absence, provided the employee is otherwise eligible for employment in the district school.

What happens to seniority and tenure of a district employee on leave and working in a charter school?

During an approved leave of absence, a tenured district employee retains tenure and continues to accrue seniority in the school district should he/she return to the district school when the leave ends. If a district employee stays in the charter school beyond the three-year leave of absence, he/she loses any tenure and seniority rights that he/she has in the school district and acquires streamline tenure rights in the charter school.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

What collective bargaining agreement will the charter school use?

In the case of a currently existing public school becoming a charter school, all school employees of the charter school are members of the bargaining unit defined in the applicable agreement and must be represented by the same majority representative organization as the employees covered by that agreement. In all other charter schools, the board of trustees of the charter school may choose whether or not to offer the terms of any collective bargaining agreement already established by the school district for its employees. The board of trustees is required, however, to adopt any health and safety provisions of that collective bargaining agreement.

How is streamline tenure acquired?

All teaching staff members, janitors and secretaries acquire streamline tenure in a charter school after three consecutive academic years, together with employment at the beginning of the next succeeding academic year. Streamline tenure is acquired by charter school employees pursuant to guidelines established by the Commissioner which appear in the *New Jersey Administrative Code, Charter Schools* (Appendix B).

FACILITY

Where may a charter school be located?

A charter school must locate its facility in its district of residence or in one of the districts of its region of residence. A charter school may be located in part of an existing public school building, in space provided on a public work site, in a public building or any other suitable location.

May a charter school build its facility with public funds?

No, a charter school cannot construct a facility with public funds.

Must a charter school abide by all facility regulations for public schools?

No, the facility of a charter school is exempt from public school facility regulations except those pertaining to the health and safety of students and equal and bias-free access.

What criteria must be met for a charter school to open its facility?

In order to open its doors and begin serving students in its facility, a charter school must obtain from the local municipal enforcing official:

- A certificate of occupancy for “E” (education) use group;
- A fire inspection certificate for code “Ae” (education);
- A sanitary inspection report with a “Satisfactory” rating, if serving food; and
- Approval by the county office of education.

Must a charter school abide by the Uniform Construction Code?

Yes, a charter school must abide by the *Uniform Construction Code*.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

May a charter application be approved if a facility has not been identified at the time the application was submitted?

No, a charter school must provide the description of one facility and the address for that facility in which the school will be located as part of the **2009 New Jersey Charter School Application**. Failure to do so will result in the disqualification of the application. The description must include the square footage of the facility and the number of classrooms, multipurpose room(s), offices, gymnasium, cafeteria, restrooms, the current use group for the facility, etc.

ACCOUNTABILITY

What happens if a complaint is filed against a charter school?

Complaints alleging violations of the *Charter School Program Act of 1995* may be brought before the charter school board of trustees. Complaints also may be referred to an Advisory Grievance Committee. This committee will make non-binding recommendations to the board of trustees concerning the disposition of the complaint. The Commissioner will investigate and respond to a complaint that the complainant determined has not been adequately addressed by the board of trustees.

What are the reporting requirements for a charter school?

A charter school must:

- Submit an annual report by August 1 of each year in a format prescribed by the Commissioner to the district board(s) of education or state district superintendent of schools and the Commissioner in accordance with *N.J.A.C. 6A:11-2.2 (a)*;
- Make the annual report available to the parents/guardians of students enrolled in the charter school;
- Submit documentation annually to the Commissioner and in a format prescribed by the Commissioner pursuant to *N.J.A.C. 6A:11-2.2*; and
- Submit documentation to the Commissioner for approval prior to the opening of school on dates specified by and in a format prescribed by the Commissioner pursuant to *N.J.A.C. 6A:11-2.1(h)* and *N.J.A.C. 6A:11-2.2(b)*.

What are the fiscal reporting requirements for a charter school?

A charter school must:

- Submit data on student composition no later than January 15 of the preceding school year;
- Conduct an enrollment count October 15 and the last day of the school year;
- Provide a copy of the monthly financial reports submitted to the board of trustees to the county superintendent within 30 days after the end of September, December and March;
- Submit evidence of a uniform system of double-entry bookkeeping in conformance with Generally Accepted Accounting Principles (GAAP) by July 31 and prior to final approval of its charter; and
- Submit an annual independent audit (Consolidated Annual Financial Report) each November 5.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

FINANCES

Is the board of trustees of a charter school held to the same financial guidelines as the district board of education?

Yes, the board of trustees of a charter school must:

- Comply with Generally Accepted Accounting Principles (GAAP), established by the Governmental Accounting Standards Board, in accordance with *N.J.S.A. 18A:4-14 and N.J.A.C. 6A:23*;
- Develop an accounting system that is organized and operated on a fund basis;
- Ensure that the accounting system provides the basis for appropriate budgetary control;
- Submit to the Commissioner a budget summary, budget narrative and cash flow statement for the subsequent fiscal year on or before March 30 of each year; and
- Prepare monthly financial statements and reports of financial condition and operating results.

How will charter schools be funded?

A charter school will be funded based on its student enrollment. Funding will flow from the state to the district board of education and then to the charter school. The district in which a student attending the charter school resides will pay 90% of the sum of the budget year equalization aid per pupil and the prebudget year general fund tax levy per pupil inflated by the CPI rate most recent to the calculation. In addition, the school district of residence shall pay directly to the charter school the security categorical aid attributable to the student and a percentage of the district's special education categorical aid equal to the percentage of the district's special education students enrolled in the charter school.

May a charter school charge tuition?

No, the *Charter School Program Act of 1995* specifically prohibits a charter school from charging tuition.

May a charter school contract with a district board of education, a county educational services commission or another charter school to provide certain services (i.e. health insurance, maintenance, child study teams, etc.)?

Yes, a charter school may enter into a contract with a district board of education, a county educational services commission or another charter school to provide services.

Does a charter school need to incorporate?

Yes, once the charter is approved, a charter school should file for a New Jersey Certificate of Incorporation with the Division of Treasury Commercial Recording. The Certificate of Incorporation must be issued in the name of the charter school.

Does a charter school need to obtain a Federal Employer Identification Number?

Yes, a charter school must fill out the necessary paperwork with the IRS to receive a federal Employer Identification Number (EIN). This number is required for a charter school to receive federal and state funds.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

Must a charter school obtain 501(c) (3) non-profit status?

It is not necessary for a charter school to obtain 501(c) (3) non-profit status. However, a charter school interested in doing so should seek legal advice on its eligibility to obtain 501(c) (3) status and the benefit of obtaining that status.

How are students in a charter school accounted for in the school register?

School districts are required to identify charter school students who are residents in the district in the school register. The school district in which students reside must enroll those students in the school register and treat them as resident students for purposes of state aid. The charter school's responsibility is to ensure the attendance of those students enrolled in their school in accordance with *N.J.S.A. 18A:38 et seq.* A charter school must record student attendance in the school register. If a student transfers back to the school district in which he/she resides or will attend a nonpublic school, the charter school must immediately notify the school district in which the student resides in writing of this transfer. Records and transfer cards of the student must be sent within 10 days to the district in which the student resides to report correctly the school status of the student in his/her district's school register. All copies of source documents related to the determination of state aid must be maintained in both the school district in which each student resides and the charter school.

Who may sign checks?

The board of trustees must approve all expenditures and all checks must be signed by the board president and the board secretary (school business administrator).

May a charter school use credit cards?

No, use of credit cards or debit cards for purchase of goods or services is prohibited. Purchases made by charter schools must comply with *N.J.S.A. 18A:18A-1 et seq.*, the Public School Contracts Law and the payment of claims by a charter school must comply with *N.J.S.A. 18A:19-1*, Expenditures of Funds; Audit and Payment of Claims. These regulations are intended to ensure that competitive bidding procedures are followed and certifications regarding the authenticity of claims are received.

May a charter school take out a loan?

Yes, a charter school may incur debt for a period no greater than 12 months except:

- During the first year that a charter school is approved when the debt is incurred by the charter school for a period no longer than September 30 of the preceding school year to June 30 of the first school year of the charter; and
- For all other years that a charter school is approved when the debt incurred by the charter school for a period of 12 months or greater if fully secured by the value of the real property or other asset, so that the total value of all such debt does not exceed the total appraised value of the property or asset by which the debt is secured and is non-recourse to the charter school.

2009 NEW JERSEY CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

FOR PROFIT AND NONPROFIT PRIVATE ENTITY INVOLVEMENT

May a charter school board of trustees delegate its responsibilities to a for-profit educational management organization, a nonprofit organization or a consultant organization?

No, a charter school board of trustees may not delegate any of its responsibilities as outlined in statutes and regulations to any private entity whether it be a for-profit educational management organization, a nonprofit organization or a consultant organization.

May the charter school board of trustees hire a for-profit educational management organization or consultant organization to operate the charter school?

Yes, a charter school board of trustees may hire a for-profit educational management organization or consultant organization to conduct certain operations of the school. The intent to hire such an organization and the extent to which the for-profit educational management organization or consultant organization will be involved in the operation of the school must be clearly outlined in the **2009 New Jersey Charter School Application**. The board of trustees must comply with state bidding procedures in the recruitment and selection of such a firm in accordance with public school contract law at *N.J.S.A. 18A:18A* and may not conduct this process until after the school is approved for charter. The name of the charter school may not include the name or identification of the private entity. The private entity may not realize a net profit from its operation of the charter school.

May representatives of a for-profit educational management organization or consultant organization serve on the charter school board of trustees?

No, as a for-profit private entity, an educational management organization or consultant organization is a vendor; therefore, its representatives may not serve on the board of trustees of the charter school.

May the charter school board of trustees use a nonprofit organization to operate the charter school?

Yes, a charter school board of trustees may hire a nonprofit organization to conduct certain operations of the school. The intent to hire such an organization and the extent to which the nonprofit organization will be involved in the operation of the school must be clearly outlined in the **2009 New Jersey Charter School Application**. The board of trustees must comply with state bidding procedures in the recruitment and selection of such a firm in accordance with public school contract law at *N.J.S.A. 18A:18A* and may not conduct this process until after the application for a charter is approved. Services of a nonprofit may be donated to a charter school.

Are there any restrictions on a nonprofit organization's role with a charter school?

As a nonprofit entity, representatives of the nonprofit organization may not constitute a majority of the board of trustees of the charter school. The name of the charter school may not include the name or identification of the private entity. The private entity may not realize a net profit from its operation of the charter school.

<p style="text-align: center;">2009 NEW JERSEY CHARTER SCHOOL APPLICATION DUE MARCH 31, 2009 NO LATER THAN 4:15 P.M.</p>

APPENDIX F

CHARTER SCHOOL START-UP GRANT INFORMATION

Eligibility

Successful new charter applicants will be eligible to apply for one planning and implementation grant (start-up grant) under the New Jersey Charter Schools Grant Program. This program is 100 percent federally funded under the U.S. Department of Education Public Charter Schools Program (P.L. 103-382, Part C – Public Charter Schools). Grant awards are subject to the availability of these funds.

Grant Amount and Parameters

Grant awards under this program are made for a period of not more than three years, of which the eligible applicant may use not more than 18 months for planning and program design, and not more than two years for the implementation of a charter school.

Application Procedure

Charter applicants will be directed to review and complete the Notice of Grant Opportunity (NGO). A Technical Assistance (TA) session will be held to assist in the development of the grant application. The final and complete copy of the approved charter application will serve as the body of the school's grant application. Applicants will be expected to complete a project activity plan and detailed budget which will provide the specifics of how the prospective charter school intends to allocate the grant money during the first year of start-up. Please see past Notices of Grant Opportunity for information on the New Jersey Charter Schools Grant Program at www.n.j.gov/njded/grants/discretionary.

Non-Profit Status and the Receipt of Grant Funds

The application procedures for the New Jersey Charter Schools Grant Program have been designed to provide grant funding as soon as possible. **However, grant funds cannot be released** until the charter school applicant has set up electronic deposit with the state of New Jersey. Successful charter schools will be required to obtain a DUNS number and register with the Central Contractor Registration website prior to receiving any financial assistance. Information on obtaining a DUNS number and initiating electronic deposit will be provided with the charter school application approval letter.

Successful charter school applicants are strongly encouraged to apply for 501(c)(3) status.

**2009 NEW JERSEY CHARTER SCHOOL APPLICATION
DUE MARCH 31, 2009
NO LATER THAN 4:15 P.M.**

APPENDIX G

STATE AND NATIONAL CONTACTS

ORGANIZATION	CONTACT AND ADDRESS
1. NEW JERSEY DEPARTMENT OF EDUCATION, OFFICE OF CHARTER SCHOOLS	Kenneth Figgs, Manager 100 River View Plaza P.O. Box 500 Trenton, NJ 08625 T-(609)-292-5850 F-(609)-633-9825
2. NEW JERSEY DEPARTMENT OF EDUCATION, OFFICE OF SCHOOL FUNDING	Jacqueline Grama, Coordinator 100 River View Plaza P.O. Box 500 Trenton, NJ 08625 T-(609)-984-5902 F-(609)-292-6794
3. NEW JERSEY PUBLIC CHARTER SCHOOLS ASSOCIATION	Jessani Gordon, Executive Director 349 West State Street Trenton, NJ 08618 T-(609) 989-9700 F-(609) 989-7745
4. NEW JERSEY CHARTER SCHOOL RESOURCE CENTER CENTER FOR EFFECTIVE SCHOOL PRACTICES RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY	Heather Ngoma, Director 80 Cottontail Lane, Suite 410 Somerset, NJ 08873 T-(732) 564 -9100 F-(732) 564-9099 hngoma@rci.rutgers.edu E-mail
5. U. S. DEPARTMENT OF EDUCATION	U.S. Department of Education 400 Maryland Avenue, SW Washington, D.C. 20202
6. U.S. CHARTER SCHOOLS	U.S. Charter Schools Web Site www.uscharterschools.org

Approved Charter Schools Report List

County: Cohort **Charter School:** **Focus / Students**
 Monmouth 2 Academy Charter High School 9-12 220
Title: FirstName: LastName: Telephone: FAX:
 Ms. Mary Jo McKinley (732) 681-8377 (732) 681-8375
Address: Projection /Students
 1725 Main Street **School Website:** 9-12
City: State: ZipCode: www.academycharterhs.org
 Lake Como NJ 07719 **Lead Person Email:**
HostDistrict(s) MJK55@comcast.net
 Allenhurst, Asbury Park, Avon, Belmar, Bradley Beach, Deal, Interlaken, Lake Como

County: Cohort **Charter School:** **Focus / Students**
 Essex 11 Adelaide L. Sanford Charter School K-2
Title: FirstName: LastName: Telephone: FAX:
 Mr. De Lacey Davis (973) 297-1275 or (973) 297-1120
Address: Projection /Students
 53 Lincoln Park **School Website:** K-5
City: State: ZipCode: www.alscs.org
 Newark NJ 07102 **Lead Person Email:**
HostDistrict(s) Alscs@aol.com
 Newark

County: Cohort **Charter School:** **Focus / Students**
 Bergen 11 Bergen Arts and Science Charter School K-5
Title: FirstName: LastName: Telephone: FAX:
 Mr. Nihat Guvercin (973) 253-0002ex 200 (973) 253-0110
Address: Projection /Students
 200 Mac Arthur Avenue **School Website:** K-8
City: State: ZipCode: www.bergencharter.org
 Garfield NJ 07026 **Lead Person Email:**
HostDistrict(s) info@bergencharter.org
 Hanckensack, Garfield, Lodi

County: Cohort **Charter School:** **Focus / Students**
 Essex 12 Burch Charter School of Excellence K-1 108
Title: FirstName: LastName: Telephone: FAX:
 Ms. Dorian L. Dorsey (973) 373-3223 (973) 373-3228
Address: Projection /Students
 100 Linden Avenue **School Website:** K-4 108
City: State: ZipCode: www.burchcharterschool.org
 Irvington NJ 07111 **Lead Person Email:**
HostDistrict(s) jcr57413@yahoo.com
 Irvington

County:	Cohort	Charter School:	Focus / Students
Camden	5	Camden Academy Charter High School	9-12
Title:	FirstName:	LastName:	Telephone:
Dr.	Joseph V.	Conway	(856) 365-1000x101
FAX:	(856) 365-0037		
Address:	Projection /Students		
879 Beideman Avenue			School Website:
			9-12
City:	State:	ZipCode:	www.promiseacademycharter.org
Camden	NJ	08105	Lead Person Email:
HostDistrict(s)			camdenspromise@aol.com
Camden City			

County:	Cohort	Charter School:	Focus / Students
Camden	11	Camden's Pride Charter School	K-1 84
Title:	FirstName:	LastName:	Telephone:
Ms.	Rebecca	Brinkmann	(856) 365-1000x318
FAX:	(856) 365-1005		
Address:	Projection /Students		
820 Lois Ave.			School Website:
			K-4 84
City:	State:	ZipCode:	www.promiseacademycharter.org
Camden	NJ	08105	Lead Person Email:
HostDistrict(s)			rb@promiseacademycharter.org
Camden City			

County:	Cohort	Charter School:	Focus / Students
Camden	2	Camden's Promise Charter School	5-8
Title:	FirstName:	LastName:	Telephone:
Dr.	Joseph V.	Conway	(856) 365-1000 x101
FAX:	(856) 365-0037		
Address:	Projection /Students		
879 Beideman Avenue			School Website:
			5-8
City:	State:	ZipCode:	www.promiseacademycharter.org
Camden	NJ	08105	Lead Person Email:
HostDistrict(s)			camdenspromise@aol.com
Camden City			

County:	Cohort	Charter School:	Focus / Students
Mercer	12	Capital Preparatory High School	9-10 200
Title:	FirstName:	LastName:	Telephone:
Ms.	Shenette	Gray	(609) 393-9060
FAX:	(609) 393-9047		
Address:	Projection /Students		
22 Grand Street			School Website:
			9-12
City:	State:	ZipCode:	freewebs.com/cpchs/
Trenton	NJ	08611	Lead Person Email:
HostDistrict(s)			sgray@capitalprepchs.org
Ewing Twp. And Trenton City			

County: Hudson **Cohort:** 5 **Charter School:** Center for Responsible Economic and Technological **Focus / Students:** 9-12
Title: Mr. **FirstName:** Steve **LastName:** Lipski **Telephone:** (201) 413-1500 **FAX:** (201) 413-1800
Address: 164 Lembeck Ave. **School Website:** www.create-hs.org **Projection /Students:** 6-12
City: Jersey City **State:** NJ **ZipCode:** 07305 **Lead Person Email:** lipisi@aol.com
HostDistrict(s) Jersey City

County: Union **Cohort:** 10 **Charter School:** Central Jersey Arts Charter School **Focus / Students:** K-8
Title: Mr. **FirstName:** Benjamin **LastName:** Fox **Telephone:** (908) 753-0030 **FAX:** (908) 753-0032
Address: 35-37 Watchung Avenue **School Website:** www.cjacs.org **Projection /Students:** K-8
City: Plainfield **State:** NJ **ZipCode:** 07060 **Lead Person Email:** cjacs@msn.com
HostDistrict(s) Plainfield

County: Middlesex **Cohort:** 10 **Charter School:** Central Jersey College Prep Charter School **Focus / Students:** 7-9 240
Title: Mr. **FirstName:** Bekir **LastName:** Duz **Telephone:** (732) 302-9991 **FAX:** (732) 302-9992
Address: 17 School House Road **School Website:** www.njcollegeprep.org **Projection /Students:** 7-12
City: Somerset **State:** NJ **ZipCode:** 08873 **Lead Person Email:** webmaster@njcollegeprep.org
HostDistrict(s) Franklin Township, New Bruinswick, North Brunswick Township

County: Atlantic **Cohort:** 3 **Charter School:** chARTer~TECH High School for Performing Arts **Focus / Students:** 9-12
Title: Ms. **FirstName:** Janice **LastName:** Strigh **Telephone:** (609) 926-7694 **FAX:** (609) 926-8472
Address: 413 New Road **School Website:** www.chartertech.org **Projection /Students:** 9-12
City: Somers **State:** NJ **ZipCode:** 08244 **Lead Person Email:** jstrigh6@chartertech.org
HostDistrict(s) Linwood City, Mainland Regional, Northfield City, Ocean City, Sea Isle City, Somers Point

County:	Cohort	Charter School:	Focus / Students
Passaic	2	Classical Academy Charter School of Clifton	6-8
Title:	FirstName:	LastName:	Telephone:
Mr.	Vincent	DeRosa	(973) 278-7707
FAX:	(973) 278-7720		
Address:	Projection /Students		
20 Valley Road			School Website:
			6-8
City:	State:	ZipCode:	www.classicalacademy.com
Clifton	NJ	07013	Lead Person Email:
HostDistrict(s)	classicalacademy@mindspring.com		
Clifton			

County:	Cohort	Charter School:	Focus / Students
Passaic	11	Community Charter School of Paterson	K-3 336
Title:	FirstName:	LastName:	Telephone:
Ms.	Christina	Hernandez	(973) 413-2057
FAX:	(973) 345-7623		
Address:	Projection /Students		
75 Spruce Street			School Website:
			K-4 400
City:	State:	ZipCode:	www.mycsp.org
Paterson	NJ	07501	Lead Person Email:
HostDistrict(s)	chernandez@myccsp.org		
Paterson			

County:	Cohort	Charter School:	Focus / Students
Camden	9	D.U.E. Season Charter School	K-7
Title:	FirstName:	LastName:	Telephone:
Dr.	Doris C.	Carpenter	(856) 225-0511
FAX:	(856) 668-2196		
Address:	Projection /Students		
1000 Atlantic Avenue			School Website:
			K-8
City:	State:	ZipCode:	www.dueseasonscharterschool.org
Camden	NJ	08104	Lead Person Email:
HostDistrict(s)	info@dueseasoncharterschool.org		
Camden City			

County:	Cohort	Charter School:	Focus / Students
Essex	3	Discovery Charter School	4-8
Title:	FirstName:	LastName:	Telephone:
Dr.	Irene	Hall	(973) 623-0222
FAX:	(973) 623-0024		
Address:	Projection /Students		
303-9 Washington Street			School Website:
			4-8
City:	State:	ZipCode:	www.discoverylearningcenter.org
Newark	NJ	07102	Lead Person Email:
HostDistrict(s)	adewey@aol.com		
Newark			

County:	Cohort	Charter School:	Focus / Students
Essex	2	East Orange Community Charter School	K-5
Title:	FirstName:	LastName:	Telephone:
Mr.	Harvin T.	Dash	(973) 996-0400 X120
Address:			FAX:
			(973) 996-0398
99 Washington Street			Projection /Students
City:	State:	ZipCode:	School Website:
East Orange NJ		07017-2186	www.theeoocs.org
HostDistrict(s)			Lead Person Email:
East Orange			eoccs@theeoocs.org

County:	Cohort	Charter School:	Focus / Students
Hudson	1	Elysian Charter School of Hoboken	K-8
Title:	FirstName:	LastName:	Telephone:
Ms..	Carol	Stock	(201) 876-0102
Address:			FAX:
			(201) 876-9576
301 Garden Street			Projection /Students
City:	State:	ZipCode:	School Website:
Hoboken NJ		07030	www.ecsnj.org
HostDistrict(s)			Lead Person Email:
Hoboken			elysiancharteroffice@yahoo.com

County:	Cohort	Charter School:	Focus / Students
Mercer	2	Emily Fisher Charter School of Advanced Studies	6-12
Title:	FirstName:	LastName:	Telephone:
Mr.	G. Dallas	Dixon	(MS)(609) 656-1444 (HS)
Address:			FAX:
			(609) 656-0999
31 Chancery Lane			Projection /Students
City:	State:	ZipCode:	School Website:
Trenton NJ		08618	www.emilyfisher.org
HostDistrict(s)			Lead Person Email:
Trenton			psemegran@emilyfisher.org

County:	Cohort	Charter School:	Focus / Students
Bergen	2	Englewood on the Palisades Charter School	K-6
Title:	FirstName:	LastName:	Telephone:
Mr.	Anthony	Barckett	(201) 569-9765
Address:			FAX:
			(201) 568-9576
65 West Demarest Avenue			Projection /Students
City:	State:	ZipCode:	School Website:
Englewood NJ		07631	www.epcs.ws.com
HostDistrict(s)			Lead Person Email:
Englewood City			charterschool@netzero.net

County: **Cohort** **Charter School:** **Focus / Students**
 Camden 9 Environment Community Opportunity Charter School K-4
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Ms. Antoinette C. Dendtler (856) 963-2627 (856) 963-2628
Address: **Projection /Students**
 817 Carpenter Street **School Website:** K-4
City: **State:** **ZipCode:** www.ecocharterschool.org
 Camden NJ 08102 **Lead Person Email:**
HostDistrict(s) info@ecocharterschool.org
 Camden City

County: **Cohort** **Charter School:** **Focus / Students**
 Mercer 10 Foundation Academy Charter School 5-8
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Mr. Ronald C. Brady (609) 920-9200 (609) 920-9205
Address: **Projection /Students**
 333 South Broad Street **School Website:** 5-8
City: **State:** **ZipCode:** www.foundationacademy.org
 Trenton NJ 08608 **Lead Person Email:**
HostDistrict(s) info@foundationacademy.org
 Trenton

County: **Cohort** **Charter School:** **Focus / Students**
 Camden 8 Freedom Academy Charter School 5-8
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Mr. Ernest Harper Ed.M (856) 962-0766 (856) 962-0769
Address: **Projection /Students**
 1400 Collings Road **School Website:** 5-8
City: **State:** **ZipCode:** www.kippfreedomacademy.org
 Camden NJ 08104 **Lead Person Email:**
HostDistrict(s) harper@kippfreedomacademy.org
 Camden City

County: **Cohort** **Charter School:** **Focus / Students**
 Atlantic 4 Galloway Community Charter School K-8
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Mrs. Deborah A. Nataloni (609) 652-7118 ext:100 (609) 652-3640
Address: **Projection /Students**
 112 South New York Road **School Website:** K-8
City: **State:** **ZipCode:** www.gccscharterschool.org
 Galloway NJ 08205 **Lead Person Email:**
HostDistrict(s) msdnat@gccscharterschool.org
 Galloway Township

County: Essex **Cohort:** 4 **Charter School:** Gray Charter School **Focus / Students:** K-8
Title: Ms. **FirstName:** Verna A. **LastName:** Gray **Telephone:** (973) 824-6661 **FAX:** (973) 824-2296
Address: 55 Liberty Street **Projection /Students:**
City: Newark **State:** NJ **ZipCode:** 07102 **School Website:** K-8
HostDistrict(s): Newark **Lead Person Email:** Under Construction as of 9/26/2008
graychartersch@aol.com

County: Middlesex **Cohort:** 2 **Charter School:** Greater Brunswick Charter School **Focus / Students:** K-8
Title: Mr. **FirstName:** Robert **LastName:** Agree **Telephone:** (732) 448-1052 **FAX:** (732) 448-1055
Address: 429 Joyce Kilmer Avenue **Projection /Students:**
City: New **State:** NJ **ZipCode:** 08901 **School Website:** K-8
HostDistrict(s): Edison Township, Highland Park, New Brunswick **Lead Person Email:** www.greaterbrunswick.org
r.agree@greaterbrunswick.org

County: Essex **Cohort:** 4 **Charter School:** Greater Newark Charter School **Focus / Students:** 5-8
Title: Mr. **FirstName:** Peter **LastName:** Turnamian **Telephone:** (973) 242-3543x20 **FAX:** (973) 242-5792
Address: 72 Central Avenue **Projection /Students:**
City: Newark **State:** NJ **ZipCode:** 07102 **School Website:** 5-8
HostDistrict(s): Newark **Lead Person Email:** www.greaternewarkcharterschool.org
pturnamian@greaternewarkcharterschool.org

County: Hudson **Cohort:** 2 **Charter School:** Hoboken Charter School **Focus / Students:** K-12
Title: Mr. **FirstName:** Alfredo **LastName:** Huereca **Telephone:** (201) 963-0222 **FAX:** (201) 963-0880
Address: 4th Garden Streets, 3rd Floor **Projection /Students:**
City: Hoboken **State:** NJ **ZipCode:** 07030 **School Website:** K-12
HostDistrict(s): Hoboken **Lead Person Email:** www.hobokencs.org
ahuereca@hobokencs.org

County:	Cohort	Charter School:	Focus / Students
Monmouth	5	Hope Academy Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Alexis C.	Harris	(732) 988-4227
FAX:	(732) 988-9128		
Address:	Projection /Students		
700 Grand Avenue	School Website:		
City:	State:	ZipCode:	www.hopeacademy.org
Asbury Park	NJ	07712	Lead Person Email:
HostDistrict(s)	hopeacademy@aol.com		
Asbury Park			

County:	Cohort	Charter School:	Focus / Students
Mercer	2	International Charter School of Trenton	K-4
Title:	FirstName:	LastName:	Telephone:
Ms.	Melissa A.	Benford	(609) 394-3111
FAX:	(609) 394-3116		
Address:	Projection /Students		
105 Grand Street	School Website:		
City:	State:	ZipCode:	www.international.cs.org
Trenton	NJ	08611	Lead Person Email:
HostDistrict(s)	mbenford@aol.com		
Trenton			

County:	Cohort	Charter School:	Focus / Students
Hudson	1	Jersey City Community Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Carletta	Martin-Goldston	(201) 433-2288
FAX:	(201) 433-5803		
Address:	Projection /Students		
128 Danforth Avenue	School Website:		
City:	State:	ZipCode:	www.jcccsravens.com
Jersey City	NJ	07305	Lead Person Email:
HostDistrict(s)	cgoldston@jccsonline.org		
Jersey City			

County:	Cohort	Charter School:	Focus / Students
Hudson	2	Jersey City Golden Door Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Mr.	Brian M.	Stiles	(201) 795-4400 x3425
FAX:	(201) 795-3308		
Address:	Projection /Students		
180 Ninth Street	School Website:		
City:	State:	ZipCode:	www.goldendoorschool.org
Jersey City	NJ	07302	Lead Person Email:
HostDistrict(s)	bstiles@goldendoorschool.org		
Jersey City			

County: Essex **Cohort:** 5 **Charter School:** Lady Liberty Academy Charter School **Focus / Students:** K-8
Title: Mr. **FirstName:** Charles **LastName:** Mugambe **Telephone:** (973) 623-9005 **FAX:** (973) 623-4088
Address: 23 Pennsylvania Avenue **Projection /Students:**
City: Newark **State:** NJ **ZipCode:** 07114 **School Website:** www.ladylibertyacademycs.org
HostDistrict(s): Newark **Lead Person Email:** cmugambe@ladylibertyacademycs.org

County: Camden **Cohort:** 1 **Charter School:** LEAP Academy University Charter School **Focus / Students:** K-12
Title: Dr. **FirstName:** Deanna **LastName:** Burney **Telephone:** (856) 614-0400 **FAX:** (856) 342-7190
Address: 549 Cooper Street **Projection /Students:**
City: Camden **State:** NJ **ZipCode:** 08102 **School Website:** www.leapacademycharter.org
HostDistrict(s): Camden City **Lead Person Email:** mdperry@camden.rutgers.edu

County: Hudson **Cohort:** 1 **Charter School:** Learning Community Charter School **Focus / Students:** K-8
Title: Ms **FirstName:** Susan **LastName:** Grierson **Telephone:** (201) 332-0900 **FAX:** (201) 332-4981
Address: One Canal Street **Projection /Students:**
City: Jersey City **State:** NJ **ZipCode:** 07302 **School Website:** www.lccsnj.org
HostDistrict(s): Jersey City **Lead Person Email:** susan-grierson@lccnj.org

County: Hudson **Cohort:** 3 **Charter School:** Liberty Academy Charter School **Focus / Students:** K-8
Title: Dr. **FirstName:** Anna **LastName:** VillaFane **Telephone:** (201) 217-6771 **FAX:** (201) 217-6772
Address: 211 Sherman Avneue **Projection /Students:**
City: Jersey City **State:** NJ **ZipCode:** 07307 **School Website:** www.libertyacademy.org
HostDistrict(s): Jersey City **Lead Person Email:** avillafane@libertyacademy.org

County:	Cohort	Charter School:	Focus / Students
Essex	3	Maria L. Varisco-Rogers Charter School	4-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Teresa	Segarra	(973) 481-9001
FAX:	(973) 481-9009		
Address:	Projection /Students		
18 Heller Parkway, PO Box 400010			School Website:
			4-8
City:	State:	ZipCode:	Lead Person Email:
Newark	NJ	07104	office@mvrogerscharter.org
HostDistrict(s)			
Newark			

County:	Cohort	Charter School:	Focus / Students
Essex	3	Marion P. Thomas Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Lynette N.	Tannis	(973) 621-0060
FAX:	(973) 621-0061		
Address:	Projection /Students		
370 South 7th Street			School Website:
			K-8
City:	State:	ZipCode:	Lead Person Email:
Newark	NJ	07103-2047	mptcs10@yahoo.com
HostDistrict(s)			
Newark			

County:	Cohort	Charter School:	Focus / Students
Essex	3	New Horizons Community Charter School	K-5
Title:	FirstName:	LastName:	Telephone:
Mr.	Andre	Hollis	(973) 848-0400
FAX:	(973) 596-0984		
Address:	Projection /Students		
45-59 Hayes Street			School Website:
			K-5
City:	State:	ZipCode:	Lead Person Email:
Newark	NJ	07103	ahollis@nhccschool.org
HostDistrict(s)			
Newark			

County:	Cohort	Charter School:	Focus / Students
Essex	1	North Star Academy Charter School of Newark	5-12
Title:	FirstName:	LastName:	Telephone:
Mr.	Michael	Ambriz	(973) 642-0101
FAX:	(973) 642-5800		
Address:	Projection /Students		
10 Washington Place			School Website:
			K-12
City:	State:	ZipCode:	Lead Person Email:
Newark	NJ	07102	mambriz@northstaracademy.org
HostDistrict(s)			
Newark			

County:	Cohort	Charter School:	Focus / Students
Atlantic	3	Oceanside Charter School	PreK-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Jeanine	Middleton	(609) 348-3485
FAX:	(609) 348-5951		
Address:	Projection /Students		
1750 Bacharach Blvd.			PreK-8
City:	State:	ZipCode:	School Website:
Atlantic City	NJ	08404	www.oceansidecharter.com
HostDistrict(s)	Lead Person Email:		
Atlantic City	jmiddleton@oceansidecharter.com		

County:	Cohort	Charter School:	Focus / Students
Mercer	3	Pace Charter School of Hamilton	K-3
Title:	FirstName:	LastName:	Telephone:
Mr.	Michael	Mikitish	(609) 587-2288
FAX:	(609) 587-8483		
Address:	Projection /Students		
1949 Hamilton Avenue			K-3
City:	State:	ZipCode:	School Website:
Hamilton	NJ	08619	www.pace.charter.k12.nj.us
HostDistrict(s)	Lead Person Email:		
Hamilton Township	mikitish@pace.charter.k12.nj.us		

County:	Cohort	Charter School:	Focus / Students
Passaic	7	Paterson Charter School for Science and Technology	6-9
Title:	FirstName:	LastName:	Telephone:
Ms.	Emrah	Ayhan	(973) 247-0600
FAX:	(973) 247-9924		
Address:	Projection /Students		
276 Wabash Ave			6-10
City:	State:	ZipCode:	School Website:
Paterson	NJ	07503	www.pcsst.org
HostDistrict(s)	Lead Person Email:		
Paterson	ayhan@pcsst.org		

County:	Cohort	Charter School:	Focus / Students
Mercer	12	Paul Robeson Charter School for the Humanities	4-6 180
Title:	FirstName:	LastName:	Telephone:
Ms.	Barbara M.	Gaeta	(609) 394-7727
FAX:	(609) 394-7720		
Address:	Projection /Students		
643 Indiana Ave.			4-8 300
City:	State:	ZipCode:	School Website:
Trenton	NJ	08638	www.paulrobesoncs.org
HostDistrict(s)	Lead Person Email:		
Trenton	BarbaraGaeta@msn.com		

County:	Cohort	Charter School:	Focus / Students
Atlantic	2	Pleasantech Academy Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Mr..	Michael	Carr	(609) 383-1717
FAX:	(609) 407-9949		
Address:	Projection /Students		
700 Black Horse Pike			PreK-8
City:	State:	ZipCode:	School Website:
Pleasantville NJ		08232	www.pleasantech.k12.nj.us
HostDistrict(s)			Lead Person Email:
Pleasantville			mcarr@pleasantech.k12.nj.us

County:	Cohort	Charter School:	Focus / Students
Essex	11	Pride Academy Charter School	5-8 240
Title:	FirstName:	LastName:	Telephone:
Ms.	Fiona	Thomas	(973) 672-3200
FAX:	(973) 672-3207		
Address:	Projection /Students		
117 Elmwood Avenue			5-8 240
City:	State:	ZipCode:	School Website:
East Orange NJ		07018	www.prideacs.org
HostDistrict(s)			Lead Person Email:
Orange, East Orange, Newark			ausfiona@netscape.net

County:	Cohort	Charter School:	Focus / Students
Mercer	1	Princeton Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Dr.	Broderick	Boxley	(609) 924-0575
FAX:	(609) 924-0282		
Address:	Projection /Students		
100 Bunn Drive			K-8
City:	State:	ZipCode:	School Website:
Princeton NJ		08540	www.pcs.k12.nj.us
HostDistrict(s)			Lead Person Email:
Princeton Regional			bboxley@princetoncharter.org

County:	Cohort	Charter School:	Focus / Students
Union	4	Queen City Academy Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Mr.	RaShawn M.	Adams	(908) 753-4700
FAX:	(908) 753-4816		
Address:	Projection /Students		
815 West Seventh Street			K-8
City:	State:	ZipCode:	School Website:
Plainfield NJ		07063	www.queencity.edu
HostDistrict(s)			Lead Person Email:
Plainfield			ras_ada@msn.com

County: Cohort **Charter School:** **Focus / Students**
 Monmouth 2 Red Bank Charter School K-8
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Ms. Meredith Pennotti (732) 450-2092 (732) 936-1923
Address: **Projection /Students**
 58 Oakland Street **School Website:** K-8
City: **State:** **ZipCode:** www.redbankcharterschool.com
 Red Bank NJ 07701 **Lead Person Email:**
HostDistrict(s) mspennotti1@aol.com
 Red Bank Borough

County: Cohort **Charter School:** **Focus / Students**
 Warren 8 Ridge and Valley Charter School K-8
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Ms. Nanci Dvorsky (908) 362-1114 (908) 362-6680
Address: **Projection /Students**
 1234 State Route 94 **School Website:** K-8
City: **State:** **ZipCode:** www.ridgeandvalley.org
 Blairstown NJ 07825 **Lead Person Email:**
HostDistrict(s) office@ridgeandvalley.org
 Blairstown Township, Frelinghuysen Township, Hardwick Township, Knowlton Township and North

County: Cohort **Charter School:** **Focus / Students**
 Essex 1 Robert Treat Academy Charter School K-8
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Mr. Michael Pallante (973) 482-8811 (973) 482-7681
Address: **Projection /Students**
 443-463 Clifton Avenue **School Website:** K-8
City: **State:** **ZipCode:** www.RobertTreatAcademy.org
 Newark NJ 07104 **Lead Person Email:**
HostDistrict(s) mapallanteRTA@aol.com
 Newark

County: Cohort **Charter School:** **Focus / Students**
 Hudson 4 Schomburg Charter School K-5
Title: **FirstName:** **LastName:** **Telephone:** **FAX:**
 Ms. Emma J. Sheffield (201) 451-7770 ext. 121 (201) 451-1770
Address: **Projection /Students**
 508 Grand Street **School Website:** K-5
City: **State:** **ZipCode:** www.schomburgcharter.org
 Jersey City NJ 07302 **Lead Person Email:**
HostDistrict(s) esheffield@schomburgcharter.org
 Jersey City

County:	Cohort	Charter School:	Focus / Students
Hudson	1	Soaring Heights Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Claudia	Zuorick	(201) 434-4800
FAX:	(201) 434-7474		
Address:	Projection /Students		
1 Romar Avenue			School Website:
			K-8
City:	State:	ZipCode:	www.soaringheightscharterschool.com
Jersey City	NJ	07305	Lead Person Email:
HostDistrict(s)			soaringheights07302@yahoo.com
Jersey City			

County:	Cohort	Charter School:	Focus / Students
Sussex	1	Sussex County Charter School for Technology	7-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Jill	Eckel	(973) 383-6700 x286
FAX:	(973) 383-2901		
Address:	Projection /Students		
105 North Church Road			School Website:
			6-9
City:	State:	ZipCode:	www.charter.sussex.tec.nj.us
Sparta	NJ	07871	Lead Person Email:
HostDistrict(s)			jeckel@sussex.tec.nj.us
Sparta Township			

County:	Cohort	Charter School:	Focus / Students
Essex	6	TEAM Academy Charter School	5-10
Title:	FirstName:	LastName:	Telephone:
Mr.	Ryan E.	Hill	(973) 705-8326 x1001
FAX:	(973) 556-1441		
Address:	Projection /Students		
85 Custer Avenue			School Website:
			5-12
City:	State:	ZipCode:	www.teamschools.org
Newark	NJ	07112	Lead Person Email:
HostDistrict(s)			rhill@teamschools.org
Newark			

County:	Cohort	Charter School:	Focus / Students
Bergen	2	Teaneck Community Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Mr.	Rex	Shaw	(201) 833-9600
FAX:	(201) 833-9225		
Address:	Projection /Students		
1650 Palisade Avenue			School Website:
			K-8
City:	State:	ZipCode:	www.tccsnj.org
Teaneck	NJ	07666	Lead Person Email:
HostDistrict(s)			rshaw@tccsnj.org
Teaneck Township			

County:	Cohort	Charter School:	Focus / Students
Mercer	1	Trenton Community Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Mrs.	Jerri L.	Morrison	(609) 393-3220
FAX:	(609) 393-8132		
Address:	Projection /Students		
349 West State Street			
City:	State:	ZipCode:	School Website:
Trenton	NJ	08618	www.TrentonCommunityCharterSchool.org
HostDistrict(s)			Lead Person Email:
Trenton			jmmorrison@trentoncommunitycharterschool.org

County:	Cohort	Charter School:	Focus / Students
Union	9	Union County TEAMS (Technology, Engineering,	K-8
Title:	FirstName:	LastName:	Telephone:
Ms.	Sheila L.	Thorpe	(908) 754-9043
FAX:	(908) 754-7790		
Address:	Projection /Students		
515-517 West Fourth Street			
City:	State:	ZipCode:	School Website:
Plainfield	NJ	07060	www.ucteams.org
HostDistrict(s)			Lead Person Email:
Plainfield			Exec.dir@ucteams.org

County:	Cohort	Charter School:	Focus / Students
Morris	2	Unity Charter School	K-8
Title:	FirstName:	LastName:	Telephone:
Dr.	Char A.	Stanko	(973) 292-1808
FAX:	(973) 267-9288		
Address:	Projection /Students		
340 Speedwell Avenue			
City:	State:	ZipCode:	School Website:
Morristown	NJ	07960	www.unity-nj.org
HostDistrict(s)			Lead Person Email:
Morris			unitynj@gmail.com

County:	Cohort	Charter School:	Focus / Students
Hudson	6	University Academy Charter High School	9-12
Title:	FirstName:	LastName:	Telephone:
Mr.	Erie	Lugo Jr.	(201) 200-3200
FAX:	(201) 200-3262		
Address:	Projection /Students		
275 Westside Avenue			
City:	State:	ZipCode:	School Website:
Jersey City	NJ	07305	www.njcu.edu/programs/uachs
HostDistrict(s)			Lead Person Email:
Jersey City			elugo@njcu.edu

County:	Cohort	Charter School:	Focus / Students
Essex	10	University Heights Charter School	K-5
Title:	FirstName:	LastName:	FAX:
Mr.	Misha	Simmonds	(973) 623-8511
Address:			Projection /Students
74 Hartford Street			K-5
City:	State:	ZipCode:	School Website:
Newark	NJ	07103	Under Construction
HostDistrict(s)	Lead Person Email:		
Newark	msimmonds.ncsf@gmail.com		

County:	Cohort	Charter School:	Focus / Students
Mercer	3	Village Charter School	K-8
Title:	FirstName:	LastName:	FAX:
Ms.	Aisha Thomas	Johnson	(609) 695-1880
Address:			Projection /Students
101 Sullivan Way			K-8
City:	State:	ZipCode:	School Website:
Trenton	NJ	08638	www.villagecharter.org
HostDistrict(s)	Lead Person Email:		
Trenton	administration@villagecharter.org		

2009 CHARTER SCHOOL APPLICATION

DUE: MARCH 31, 2009

NO LATER THAN 4:15 P.M.

APPENDIX I

**New Jersey Department of Education
Receipt of 2009 Charter School Application**

Name of Charter School: _____

Delivered To: _____

County/District

Date: _____ Time: _____

Received By: _____

Please Print Name and Title

Signature: _____

**New Jersey Department of Education
Receipt of 2009 Charter School Application**

Name of Charter School: _____

Delivered To: _____

County/District

Date: _____ Time: _____

Received By: _____

Please Print Name and Title

Signature: _____

2009 NEW JERSEY CHARTER SCHOOL APPLICATION
DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.

APPENDIX J

Financial Data Request
(Submit no later than January 31, 2009)

COMPLETED FORMS SHOULD BE MAILED OR FAXED TO:
Office of School Funding, New Jersey State Department of Education,
P. O. Box 500, Trenton, NJ 08625-0500
FAX (609) 292-6794

Name of Charter School _____

Location of Charter School: _____

District of Residence _____

or

Districts in Region of Residence _____

(all must be contiguous)

County _____

IMPORTANT NOTE: IF YOU CHOOSE TO HAVE A CHARTER IN WHICH ONE OF THE DISTRICT(S) OF RESIDENCE IS A PUBLIC SCHOOL THAT IS A REGIONAL SCHOOL, YOU MUST INCLUDE ALL OF THE PUBLIC SCHOOL DISTRICTS WHICH MAKE UP THE REGIONAL SCHOOL IN THE REGION OF RESIDENCE.

In accordance with N.J.S.A. 18A:36A *Charter School Program Act of 1995* and the *2009 New Jersey Charter School Application*, I am requesting the "total per-pupil amount" both state share and local share in addition to the associated categorical aid to be calculated based on the following information:

<u>Grade Category</u>	<u>Projected First Year Charter School Enrollments by Grade</u>
Half Day K	_____
Full Day K - 5	_____
6 - 8	_____
9 - 12	_____
Total	_____

*** No charter school aid funding is provided for Pre-K students.**

I understand the financial data that will be forwarded to the address below is preliminary and for planning purposes only and is subject to change.

Charter School Applicant Representative _____

Signature _____

Address _____

City/Town _____ **Zip** _____

Telephone _____ **Cell Phone/Alternate phone** _____ **Fax** _____

2009 CHARTER SCHOOL APPLICATION
DUE: MARCH 31, 2009
NO LATER THAN 4:15 P.M.

APPENDIX K

Technical Assistance Session

The New Jersey Department of Education will conduct a full day technical assistance session for prospective charter school applicants on **January 5, 2009**. The purpose of this sessions will be to review *The Charter School Program Act of 1995 (N.J.S.A. 18A:36A)*, highlight the *New Jersey Administrative Code, Charter Schools (N.J.A.C. 6A:11)* and provide an overview of the **2009 New Jersey Charter School Application**.

Participant must register by December 30, 2008 with the Office of Charter School by emailing this form to njcharter@doe.state.nj.us or by **faxing the form below to 609-633-9825**.

The sessions will be held at:

New Jersey State Department of Education
100 River View Plaza, Route 29
Trenton, NJ 08625-0500
9 a.m. to 4 p.m.
First Floor Conference Room

Technical Assistance Session Registration

Representative(s) _____

Name of Proposed Charter School _____

Proposed District of Residence or Districts in Region of Residence _____

Address _____

Telephone _____ **Fax** _____ **E-mail** _____

Please indicate if any accommodations are required:

E-mail to njcharter@doe.state.nj.us or fax to 609-633-9825

Please Note: The Charter School Development Grant has been discontinued and is no longer available.